Washington, Tuesday, August 11, 1953

TITLE 7—AGRICULTURE

Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders), Department of Agriculture

[Peach Order 1]

PART 940—PEACHES GROWN IN THE COUNTY OF MESA IN COLORADO

REGULATION BY GRADES AND SIZES

§ 940.305 Peach Order 1—(a) Findings. (1) Pursuant to the amended marketing agreement and Order No. 40, as amended (7 CFR Part 940) regulating the handling of peaches grown in the County of Mesa in the State of Colorado, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended, and upon the basis of the recommendations of the Administrative Committee, established under the aforesaid amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of shipments of such peaches, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this section until 30 days after publication thereof in the Federal Register (60 Stat. 237; 5 U. S. C. 1001 et seq.) in that, as heremafter set forth, the time intervening between the date when information upon which this section is based became available and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient; a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions of this section effective not later than August 15, 1953. A reasonable determination as to the supply of, and the demand for, such peaches must await the development of the crop and adequate information thereon was not available to the Administrative Committee until July 23, 1953; recommendation as to the need for, and the extent of, regulation of shipments of such peaches was made at the meeting of said committee on July 23,

1953, after consideration of all information then available relative to the supply and demand conditions for such peaches, at which time the recommendation and supporting information was submitted to the Department, and made available to growers and handlers; necessary supplemental information was not available to the Department until August 4, 1953; in order to effectuate the declared policy of the act, the regulation of peach shipments during the present fiscal year should, insofar as practicable, be applicable to all shipments of such peaches; and compliance with the provisions of this section will not require of handlers any preparation therefor which cannot be completed by the effective time of this section.

(b) Order. (1) During the period beginning at 12:01 a. m., m. s. t., August 15, 1953, and ending at 12:01 a. m., m. s. t., October 16, 1953, no handler shall ship:

(i) Any peaches which do not grade at least U. S. No. 1, or

(ii) Any peaches which are of a size smaller than 2 inches in diameter: Provided, That any lot of peaches shall be deemed to be of a size not smaller than 2 inches in diameter (a) if not more than 10 percent, by count, of the peaches in such lot are smaller than 2 inches in diameter and if not more than 15 percent, by count, of the peaches contained in any individual container in such lot are smaller than 2 inches in diameter; or (b) if the peaches in such lot are shipped in peach boxes and the peaches are of a size not smaller than a size that will pack, in accordance with the specifications of a standard pack, a count of 78 peaches in a peach box, except that the tolerance for variations incident to proper packing, provided in such pack specifications, shall not permit a variation of more than 4 peaches in any such

(2) Definitions. As used in this section, "peaches," "handler," and "ship" shall have the same meaning as when used in the aforesaid amended marketing agreement and order; "U. S. No. 1," "diameter," "count," and "standard pack" shall have the same meaning as when used in the United States Standards for Peaches (7 CFR 51.312), and "peach box" shall mean a box of the

(Continued on next page)

CONTENTS

COMIEMIS	
Agriculture Department See Animal Industry Bureau; Production and Marketing Administration.	Page
Animal Industry Bureau Proposed rule making: Rinderpast and foot-and-mouth disease, existence of; importations prohibited; determi-	
nation of non-existence in Norway	4743
Meat inspection, labeling and definitions and standards of identity corned beef hash Civil Aeronquics Board	4740
Notices: Hearings, etc Accident occurring in vicin-	
ity of Wake Island American Airlines, Inc., Ni-	4755
agara Falls Airport case Proposed rule making:	4755
Emergency and evacuation equipment and procedures for scheduled and irregular passenger air carrier opera- tions	4744
Commerce Department Sce International Trade Office. Defense Mobilization Office See Defense Rental Areas Division.	
Defense Rental Areas Division Rules and regulations: Housing; removal of tenant Federal Communications Communications	4741
Notices: Hearings, etc American Telephone Answering Service et al	4752
Brush-Moore Newspapers,	4752
Inc., et al	
and Delta Sales Corp Montgomery Broadcasting Co., Inc., and Alabama	4754
Television Co	4753
Poole, John, Broadcasting Co. (KBIG)	4753
Federal Power Commission Notices: Hearings, etc Columbus and Southern Ohio	
Electric Co	4754



Published daily, except Sundays, Mondays, and days following official Federal holidays, by the Federal Register Division, National Archives and Records Service, General Services Administration, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. 500, as amended; 44 U. S. C., ch. 8B), under regulations prescribed by the Administrative Com-

tions prescribed by the Administrative Committee of the Federal Register, approved by the President. Distribution is made only by the Superintendent of Documents, Government Printing Office, Washington 25, D. C. The regulatory material appearing herein is keyed to the Code of Federal Regulations, which is published, under 50 titles, pursuant to section 11 of the Federal Register Act, as amended June 19, 1937. amended June 19, 1937.

The Federal Register will be furnished by mail to subscribers, free of postage, for \$1.50 per month or \$15.00 per year, payable in advance. The charge for individual copies (minimum 15¢) varies in proportion to the size of the issue. Remit check or money order, made payable to the Superintendent of Documents, directly to the Government Printing Office, Washington 25, D. C.

There are no restrictions on the republication of material appearing in the FEDERAL REGISTER.

CFR SUPPLEMENTS

(For use during 1953)

The following Supplement is now available:

Title 14: Parts 1—399 (Revised Book) (\$6.00)

Previously announced: Title 3 (\$1.75); Titles 4-5 (\$0.55); Title 6 (\$1.50); Title 7. Parts 1-209 (\$1.75), Parts 210-899 (\$2.25), Part 900-end (Revised Book) (\$6.00); Title 8 (Revised Book) (\$1.75); Title 9 (\$0.40); Titles 10-13 (\$0.40); Title 14: Part 400—end (Revised Book) (\$3.75); Title 15/(\$0.75); Title 16 (\$0.65); Title 17 (\$0.35); Title 18 (\$0.35); Title 19 (\$0.45); Title 20 (\$0.60); Title 21 (\$1.25); Titles 22-23 (\$0.65); Title 24 (\$0.65); Title 25 (\$0.40); Title 26: Parts 80-169 (\$0.40), Parts 170-182 (\$0.65), Parts 183-299 (\$1.75); Title 26: Part 300-end, Title 27 (\$0.60); Titles 28-29 (\$1.00); Titles 30-31 (\$0.65); Title 32: Parts 1-699 (\$0.75), Part 700-end (\$0.75); Title 33 (\$0.70); Titles 35-37 (\$0.55); Title 38 (\$1.50); Title 39 (\$1.00); Titles 40-42 (\$0.45); Title 43 (\$1.50); Titles 44-45 (\$0.60); Title 46: Parts 1-145 (Revised Book) (\$5.00), Part 146end (\$2.00); Titles 47-48 (\$2.00); Title 49: Parts 1-70 (\$0.50), Parts 71-90 (\$0.45), Parts 91-164 (\$0.40), Part 165end (\$0.55); Title 50 (\$0.45)

Order from

Superintendent of Documents, Government Printing Office, Washington 25, D. C.

CONTENTS—Continued Federal Power Commission— Page Continued Notices—Continued Hearings, etc.—Continued East Tennessee Natural Gas Co___ 4755 El Paso Natural Gas Co.... 4755 Kansas-Nebraska Natural Gas Co., Inc..... New York State Natural Gas 4754 Corp 4754 West Texas Utilities Co. and Cia de Luz y Fuerza de Ojinaga, S. A. 4754 International Trade Office Notices: Seto, Wai Man; revocation of licenses and denial of export 4751 privileges_____ Interstate Commerce Commission Notices: Southern Motor Carriers Rate Conference, Inc., application for approval of agreement___ 4755 Rules and regulations: Motor carriers; qualifications and maximum hours of service of employees and safety of operation and equipment: Drivers' qualifications___ 4742 Safe operation; parts and accessories necessary_____ 4743 Production and Marketing Administration Rules and regulations: Peaches grown in Mesa County, 4739 Rural Electrification Administration Notices: Allocations of funds for loans (12 documents)____ 4746. 4747, 4749-4751 Loan announcements (38 documents)_____4746-4750 Securities and Exchange Commission Notices: Hearings, etc: Columbia Gas System, Inc., and United Fuel Gas Co___ 4756 Consolidated Natural Gas Co. 4756 Gobel, Adolf, Inc_____ 4755 Indiana & Michigan Electric 4756 Co__ Tri-Continental Corp____ 4756

CODIFICATION GUIDE

A numerical list of the parts of the Code of Federal Regulations affected by documents published in this issue. Proposed rules, as opposed to final actions, are identified as

Title 7	Page
Chapter IX:	
Part 940	4739
Title 9	
Chapter I:	
Part 17	4740
Part 28	4740
Part 94 (proposed)	4743

CODIFICATION GUIDE-Con.

Title 14	Pago
Chapter I:	
Part 40 (proposed)	4744
Part 41 (proposed)	4744
Part 42 (proposed)	4744
Title 32A	
Chapter XXI (DRAD)	
RR 1	4741
Title 49	
Chapter I.	
	4742
Part 193	4743
	Chapter I: Part 40 (proposed) Part 41 (proposed) Part 42 (proposed) Title 32A Chapter XXI (DRAD) RR 1

(Sec. 5, 49 Stat. 753, as amended; 7 U. S. C. and Sup. 608c)

Done at Washington, D. C., this 6th day of August 1953.

[SEAT.] FLOYD F HEDLUND, Acting Director, Fruit and Vegetable Branch, Production and Marketing Administration.

[F. R. Doc. 53-7004; Filed, Aug. 10, 1953; 8:47 a. m.]

TITLE 9—ANIMALS AND ANIMAL PRODUCTS

Chapter I—Bureau of Animal Industry, Department of Agriculture

Subchapter A-Meat Inspection Regulations PART 17-LABELING

PART 28-DEFINITIONS AND STANDARDS OF IDENTITY

CORNED BEEF HASH

On June 3, 1953, there was published in the Federal Register (18 F R. 3173) a notice of proposed amendments of the regulations governing the meat inspection of the United States Department of Agriculture (9 CFR Chapter I, Sub-chapter A, as amended) After due consideration of all relevant matters submitted in connection with the notice. the Secretary of Agriculture, pursuant to the authority conferred upon him by the Meat Inspection Act, as amended (21 U. S. C. 71-91) and section 306 of the Tariff Act of 1930 (19 U. S. C. 1306). hereby amends the aforesaid regulations as follows:

1. Subparagraph (29) of paragraph (c), § 17.8, is amended to read:

(29) Product labeled "hash" shall contain not less than 35 percent of meat computed on the weight of the cooked and trimmed meat. The weight of the cooked meat used in this calculation shall not exceed 70 percent of the weight of the uncooked fresh meat.

2. Part 28 is amended by adding the following section:

§ 28.2 Corned beef hash, identity; label statement of optional ingredients. (a) Corned beef hash is the semi-solid meat food product in the form of a compact mass which is prepared with beef. potatoes, curing agents, seasoning, and

any of the optional ingredients listed under paragraph (b) of this section, in accordance with the provisions of subparagraphs (1) (2) (3), and (4) of this paragraph and the provisions of paragraph (c) of this section.

(1) Either fresh beef, cured beef, or canned corned beef, or a mixture of two or more of these ingredients, may be used, and the finished product shall contain not less than 35 percent of beef computed on the weight of the cooked and trimmed beef. The weight of the cooked meat used in this calculation shall not exceed 70 percent of the weight of the uncooked fresh meat.

(2) Potatoes refers to fresh potatoes, dehydrated potatoes, cooked dehydrated potatoes, or a mixture of two or more

of-these ingredients.

- (3) Curing agents refers to either salt, sodium nitrate, sodium nitrite, potassium nitrate, or potassium nitrite, or a combination of two or more of these ingredients. When sodium nitrate, sodium nitrite, potassium nitrite, or potassium nitrite is used it shall be used in amounts not exceeding those specified in § 18.7 (k) of this subchapter.
- (4) Seasoning refers to salt, sugar (sucrose or dextrose) spice, and/or flavoring, including essential oils, oleoresins, and other spice extractives.
- (b) Corned beef hash may contain one or more of the following optional ingredients:
- (1) Beef cheek meat and beef head meat from which the overlying glandular and conective tissues have been removed, and beef heart meat, exclusive of the heart cap, may be used individually or collectively to the extent of 5 percent of the meat ingredient.
- (2) Onions, including fresh onions, dehydrated onions, or onion powder.(3) Garlic, including fresh garlic, de-
- hydrated garlic, or garlic powder.

(4) Water.

- (5) Beef broth or beef stock.
- (6) Monosodium glutamate.
- (7) Hydrolyzed plant protein.
- (c) The finished product shall not contain more than 15 percent fat nor more than 72 percent moisture.
- (d) (1) The label shall bear the name corned beef hash"
- (2) When any ingredient specified in paragraph (b) (1) of this section is used, the label shall bear the following applicable statement: Beef cheek meat constitutes 5 percent of the meat ingredient, or beef head meat constitutes 5 percent of the meat ingredient, or beef heart meat constitutes 5 percent of the meat ingredient. When two or more of the ingredients are used the words "constitutes 5 percent of meat ingredient" need only appear once.
- (3) Whenever the words "corned beef hash" are featured on the label so conspicuously as to identify the contents, the statements prescribed in subparagraph (2) of this paragraph shall immediately and conspicuously precede or follow such name without intervening written, printed, or other graphic matter.

The purpose of the foregoing amendments is to control the composition of "corned beef hash" along lines which have been thoroughly investigated by the officials who administer the Meat Inspection activities of the Department of Agriculture. The amendments which provide a definition and standard of identity for corned beef hash also permit simplified labeling which will allow the industry to omit ingredient labeling for this class of product.

The foregoing amendments make certain changes in the proposed amendments published in the FEDERAL REGISTER on June 3, 1953 (18 F. R. 3173). The last sentence of § 28.2 (a) (1) of the proposed amendments, prescribing the maximum amount of trimable fat which may be contained in beef used in the preparation of corned beef hash, has been deleted; paragraph (c) of § 28.2 has been redesignated as paragraph (d), and a new paragraph (c) added providing that the finished product shall not contain more than 15 percent fat nor more than 72 percent moisture. These changes are not substantial. The change in paragraphing is a matter of form. The change with respect to fat content has been made in order to set forth a more practical way of determining the fat content of the product. The amount of fat which corned beef hash may contain is substantially the same under the new paragraph (c) of § 28.2 as under the proposed amendments. The designation of the maximum moisture content in the finished product has been set forth in order to specifically define the phrase "semi-solid meat food product in the form of a compact mass" as used in the first sentence of paragraph (a) of § 28.2.

Section 28.2 (a) (3) has been changed to designate salt as an additional curing agent. Salt is widely used in the industry as a curing agent in the preparation of certain meat food products and the use thereof should be permitted under the regulations in the preparation of corned beef hash. This change is in the nature of a relief of restriction in that it authorizes the use of an additional optional curing agent.

Accordingly, under section 4 of the Administrative Procedure Act (5 U.S. C. 1003) it is found upon good cause that further notice and public procedure with respect to the amendments are impractical, unnecessary, and contrary to the public interest.

(Ch. 2907, 34 Stat. 1264, sec. 306, 46 Stat. 689; 19 U. S. C. 1306, 21 U. S. C. 89)

The foregoing amendments shall become effective 30 days after publication hereof in the Federal Register.

Done at Washington, D. C., this 6th day of August 1953.

[SEAL] THUE D. Monse,
Acting Secretary of Agriculture.

[F. R. Doc. 53-7007; Filed, Aug. 10, 1953;
8:47 a. m.]

TITLE 32A—NATIONAL DEFENSE, APPENDIX

Chapter XXI—Defense Rental Areas Division, Office of Defense Mobilization

> [Rent Reg. 1, Amdt. 16] RR 1—Housing

REMOVAL OF TENANT

Effective August 7, 1953, Rent Regulation 1, is amended as set forth below. (Sec. 204, 61 Stat. 197, as amended; 59 U. S. C. App. Sup. 1634)

Issued this 7th day of August 1953.

WILLIAM G. BARR, Acting Director Defense Rental Areas Division.

Sections 181 to 206, inclusive, are amended to read as follows:

6. REMOVAL OF TENANT

GROUNDS

Sec. 181. Restrictions on removal of tenant. So long as the tenant continues to pay the rent to which the landlord is entitled, no tenant shall be removed from any housing accommedations by action to evict or to recover possession, by exclusion from possession, or otherwise, nor shall any person attempt such removal or exclusion from possession, notwithstanding that such tenant has no lease or that his lease or other rental agreement has expired, or otherwise terminated, and regardless of any contract, lease, agreement or obligation heretofore or hereafter entered into which provides for surrender of possession or for entry of judgment upon the tenant's confession for breach of the covenants thereof, or which otherwise provides contrary to sections 181 to 190 except on one or more grounds specified in sections 182 to 190.

Sec. 182. Violating substantial obligation of tenancy. The tenant is violating a substantial obligation of his tenancy, other than an obligation to pay rent or an obligation to surrender possession of the housing accommodations, and has continued or failed to cure such violation after a written notice by the landlord that the violation cease.

Sec. 183. Nuisance or illegal or immoral use. Under the local law, the tenant (a) is committing or permitting a nuisance in the housing accommodations or (b) is using or permitting a use of such housing accommodations for an immoral or illegal purpose.

Sec. 184. Tenant's refusal of access to landlord. The tenant has unreasonably refused the landlord access to the housing accommodations for the purpose of inspection or of showing the accommodations to a prospective purchaser, mortgagee, or other person having a legitimate interest therein: Provided, however That such refusal shall not be ground for removal if such inspection or showing of the accommodations is contrary to the provisions of the tenant's lease or other rental agreement.

SEC. 185. Accommodations entirely sublet. The tenant's lease or other rental agreement has expired or otherwise terminated, and at the time of termination the occupants of the housing accommodations are subtenants or other persons who occupied under a rental agreement with tenant, and no part of the accommodations is used by the tenant as his dwelling.

Sec. 186. Landlord is a State or political subdivision thereof. The housing accommodations have been acquired by a State or political subdivision thereof and such State or political subdivision seeks to recover possession for the immediate purpose of making a public improvement.

Sec. 187. Occupancy by landlord or by landlord's parent or child. (a) Where the landlord seeks in good faith to recover possession of such housing accommodations for his immediate and personal use and occupancy as housing accommodations; or for the immediate and personal use and occupancy as housing accommodations by his parent or child: Provided, however That in the case of housing accommodations in a structure or premises owned by a cooperative corporation or association, no person who was a tenant of the housing accommodations at the time of purchase shall be evicted for occupancy by a purchaser of stock or other evidence of interest in the cooperative, who is entitled by reason of such ownership of stock or other interest to possession of such housing accommodations by virtue of a proprietary lease, or otherwise unless (i) such cooperative corporation or association was organized prior to August 1, 1951, or prior to the effective date of this regulation, where the effective date of this regulation is later than August 1, 1951, or the cooperative corporation or association acquired title pursuant to any priority right granted by Public Law 849. 76th Congress, as amended, Public Law 65, 81st Congress, or Public Law 139, 82d Congress, and (ii) the stock or other evidence of interest in the cooperative has been purchased by persons who are tenants in occupancy of at least 65 percent of the housing accommodations in the structure or premises and are entitled to proprietary leases of housing accommodations in the structure or premises.

- (b) Where the landlord has in good faith contracted in writing to sell the housing accommodations to a purchaser and seeks in good faith to recover possession for the immediate and personal use and occupancy as housing accommodations by such purchaser or the purchaser's parent or child.
- (c) For the purposes of this section, the word "parent" includes a father and father-in-law, mother and mother-in-law and the word "child" includes a son and son-in-law, daughter and daughter-in-law, step-child and adopted child.

Sec. 188. Alterations or remodeling. Where a landlord seeks in good faith to recover possession for the immediate purpose of substantially altering or remodeling the housing accommodations

and such alterations or remodeling (a) is for the purpose of creating additional housing accommodations of the type recognized as self-contained family dwelling units in the neighborhood in which they are located or (b) is to substantially improve such accommodations for continued use as housing accommodations or is reasonably necessary to protect and conserve the housing accommodations: Provided, That the landlord has obtained such approval for the proposed alterations or remodeling as may be required by Federal, State, and local law. And provided further That such alterations or remodeling cannot practicably be done with the tenant in occupancy.

SEC. 189. Withdrawal from rental market. Where the landlord establishes that he seeks in good faith to recover possession of the housing accommodations for the immediate purpose of permanently withdrawing them from the housing rental market without any intent to sell the housing accommodations.

SEC. 190. Landlord is tax-exempt organization. Where the landlord establishes that it is an organization exempt from taxation under section 101 (6) of the Internal Revenue Code, and that it seeks in good faith to recover possession of the housing accommodations for the immediate and personal use and occupancy as housing accommodations by members of its staff.

NOTICE

Sec. 201. Notice required. (a) No tenant shall be removed or evicted from housing accommodations by court process or otherwise and no action or proceeding shall be commenced for such purpose upon any of the grounds permitted in sections 181 to 190, including an action based upon non-payment of rent unless and until the landlord shall have given written notice to the tenant as provided in this section.

(b) Every such notice to a tenant to vacate or surrender possession of housing accommodations shall state the ground under sections 181 to 190 upon which the landlord relies for removal or eviction of the tenant, the facts necessary to establish the existence of such ground, and the date when the tenant is required to surrender possession. Where the basis relied upon for removal or eviction of a tenant is non-payment of rent the notice shall also include a statement of the amount of the rent due and the rental period or periods for which such rent is due.

(c) Every such notice shall give to the tenant a period not less than the following periods prior to the date specified therein for the surrender of possession and to the commencement of any action for removal or eviction: In cases arising under section 182 or 183, a period not less than 10 days; under section 184, a period not less than one month; under section 185 or 186, a period not less than 2 months; under sections 187, 188, 189, and 190, a period not less than three months; and in cases where the basis relied upon in such notice for removal or eviction is non-payment of rent, a period not less than three days.

(d) If judgment for possession is sought by virtue of a confession of judgment or by virtue of a warrant of attorney authorizing confession of such judgment against the tenant, the date of commencement of the action as refered to herein shall be deemed to be the date of the filling in court of the first papers in the proceedings for the entry of such judgment.

EXCEPTIONS

SEC. 206. Exceptions. (a) The provisions of sections 181 to 201 do not apply to: (i) Housing accommodations occupied by a subtenant or other person who occupies or occupied under a rental agreement with the tenant, where removal or eviction of the subtenant or other such occupant is sought by the landlord of the tenant, unless the rental agreement between the landlord and tenant contemplated the subletting by the tenant of the entire accommodations or substantially all of the individual units therein, or unless under the local law there is a tenancy relationship between the landlord and the subtenant or other such occupant; (ii) housing accommodations with a maximum rent established under section 86 (a) or 100 (a)

(b) Public housing. Notwithstanding any other provisions of sections 181 to 201 the United States or any State or local public agency may maintain an action or proceeding to recover possession of any housing accommodations operated by it where such action or proceeding is authorized by the statute or regulation under which such accommodations are administered.

[F. R. Doc. 53-7090; Filed, Aug. 7, 1953; 3:42 p. m.]

TITLE 49—TRANSPORTATION

Chapter I—Interstate Commerce Commission

Subchapter B—Carriers by Motor Vehicles
[Ex Parte No. MC-40]

PART 191-QUALIFICATIONS OF DRIVERS

QUALIFICATIONS AND MAXIMUM HOURS OF SERVICE OF EMPLOYEES OF MOTOR CAR-RIERS AND SAFETY OF OPERATION AND EQUIPMENT

At a general session of the Interstate Commerce Commission, held at its office in Washington, D. C., on the 31st day of July A. D. 1953.

The matter of qualifications of drivers under the motor carrier safety regulations prescribed by order dated April 14, 1952, being under consideration; and

Upon consideration of the record in the above-entitled proceeding, and of a petition of American Osteopathic Association, dated June 5, 1953, for reconsideration of the Commission's order of May 18, 1953, denying its petition dated October 24, 1952, concerning §§ 191.8, 191.9, and 191.10, which sections deal with physical examinations of drivers; and good cause appearing therefor:

It is ordered, That the said order of May 18, 1953, denying the said petition of October 24, 1952, be, and it is hereby, vacated and set aside;

It is further ordered, That § \$191.8, 191.9, and 191.10 be amended as follows:

In §§ 191.8, 191.9, and 191.10, substitute the term "licensed doctor of medicine or osteopathy" in lieu of the term "licensed doctor of medicine" in each instance where it appears in these three sections.

And it is further ordered, That this order shall become effective on the date hereof, and shall continue in effect until the further order of the Commission.

Notice of this order shall be given to the general public by depositing a copy thereof in the Office of the Secretary of the Commission, Washington, D. C., and by filing a copy thereof with the Director, Division of the Federal Register.

(49 Stat. 546, as amended; 49 U.S. C. 304)

By the Commission.

[SEAL]

GEORGE W. LAIRD. Acting Secretary.

[F. R. Doc. 53-6996; Filed, Aug. 10, 1953; 8:45 a. m.]

IEx Parte No. MC-401

PART 193-PARTS AND ACCESSORIES NECESSARY FOR SAFE OPERATION

QUALIFICATIONS AND MAXIMUM HOURS OF SERVICE OF EMPLOYEES OF MOTOR CAR-RIERS AND SAFETY OF OPERATION AND EQUIPMENT

At a general session of the Interstate Commerce Commission held at its office in Washington, D. C., on the 5th day of August A. D. 1953.

The matter of parts and accessories necessary for safe operation under the motor carrier safety regulations pre-scribed by order dated April 14, 1952, effective July 1, 1952, being under consideration; and

Upon consideration of the record in the above-entitled proceeding, and of:

- (1) Joint petition of American Trucking Associations, Inc., National Council of Private Motor Truck Owners, Inc., United States Brewers Foundation, Inc., Kingsford Chemical Co., Cliffs Dow Chemical Co., Klauer Manufacturing Company and Western Metal Specialty Company, filed June 16, 1953, for modification of § 193.77;
- (2) Joint petition of The Norwich Pharmacal Co., and Drug & Toilet Preparation Traffic Conference, dated June

22, 1953, concurring in petition described in (1) above;

(3) Petition of The White Motor Company, dated June 30, 1953, for modification of, or oral hearing, with respect to § 193.42;

(4) Petition of American Trucking Associations, Inc., dated June 25, 1953, for modification of § 193.25 and deletion of § 193.95 (b),

and good cause appearing therefor:

It is ordered, That §§ 193.25, 193.42, and 193.77 be, and they are hereby, amended as follows:

- 1. In § 193.25 (e) delete subparagraph (4) and substitute the following:
- (4) The stop lamp or lamps and directional signals on the rear of any motor vehicle shall be red or amber;
- 2. In § 193.42 delete paragraph (c) and substitute the following:
- (c) Trucks and truck-tractors having three or more axles need not have brakes on the front wheels, except when such vehicles are equipped with at least two steerable axles the wheels of one such axle need not be equipped with brakes.
- 3. In § 193.77 following the word "requirements" in the opening statement, change the colon to a comma and add: "except that with respect to wood charcoal heaters these requirements shall be effective on September 1, 1953:"
- 4. In § 193.77 (b) delete subparagraph (5) and substitute the following:
- (5) Solid fuel heaters except wood charcoal. Any stove or other heater employing solid fuel except wood charcoal.
- 5. In § 193.77 (c) add the following sentence to the end of subparagraph
 (1) "Wood charcoal heaters shall be enclosed within a metal barrel, drum, or similar protective enclosure which enclosure shall be provided with a securely fastened cover."
- 6. In § 193.77 (c) add the following sentence to the end of subparagraph
 (3) "Wood charcoal heaters shall be secured within the enclosure required by subparagraph (1) of this paragraph and the enclosure shall be securely fastened to the motor vehicle."
- 7. In § 193.77 (c) delete the proviso which ends the first sentence after the heading of subparagraph (9) and substitute the following in lieu thereof: "Provided, however, That this requirement shall not apply to heaters used

solely to heat the cargo space of motor vehicles where such motor vehicles or heaters are equipped with means specifically designed and maintained so that the carbon monoxide concentration will never exceed 0.2 percent in the cargo space."

8. In § 193.77 (c) delete subparagraph. (13) and substitute the following:

- (13) "Tell-tale" indicators. Heaters subject to subparagraph (14) of this paragraph and not provided with automatic controls shall be provided with "tell-tale" means to indicate to the driver that the heater is properly functioning. This requirement shall not apply to heaters used solely for the cargo space in semitrailers or full trailers.
- 9. In § 193.77 (c) delete the last sentence of subparagraph (14) and substitute the following: "This requirement shall not apply to wood charcoal heaters or to heaters used solely to heat the contents of cargo tank motor vehicles, but wood charcoal heaters must be provided with a controlled method of regulating the flow of combustion air."
- 10. In the first sentence of § 193.77 (c) (15) delete "Every combustion-type heater the date of manufacture of which is subsequent to December 31, 1952," and in lieu thereof substitute the following: "Every combustion:type heater, except wood charcoal heaters, the date of manufacture of which is subsequent to December 31, 1952, and every wood charcoal heater, the date of manufacture of which is subsequent to September 1.

It is further ordered, That except to the extent relief is being granted by the amendments set forth above, that the above-described petitions be, and they are hereby, denied;

And it is further ordered, That this order shall be effective on the date hereof, and shall continue in effect until the further order of the Commission.

Notice of this order shall be given to the general public by depositing a copy thereof in the office of the Secretary of the Commission, Washington, D. C., and by filing a copy thereof with the Director, Division of the Federal Register.

(49 Stat. 546, as amended; 49 U.S. C. 304)

By the Commission.

GEORGE W. LARD, Acting Secretary.

[F. R. Doc. 53-6997; Filed, Aug. 10, 1953; 8:46 a. m.1

PROPOSED RULE MAKING

Bureau of Animal Industry I 9 CFR Part 94 I

EXISTENCE OF RINDERPEST AND FOOT-AND-MOUTH DISEASE; IMPORTATIONS PRO-HIBITED

DETERMINATION OF NON-EXISTENCE IN NORWAY

Notice is hereby given in accordance with section 4 (a) of the Administrative the Secretary of Agriculture pursuant to the authority conferred upon him by section 306 of the Tariff Act of 1930 (19 U. S. C. 1306) and section 2 of the act of February 2, 1903, as amended (21 U.S. C. 111), proposes to determine, and to give notice of such determination, that neither rinderpest nor foot-and-mouth disease now exists in Norway, and to amend the regulations in 9 CFR Part 94, as amended (B. A. I. Order 373) imposing prohibitions and restrictions on the

DEPARTMENT OF AGRICULTURE Procedure Act (5 U.S. C. 1603 (a)), that importation of specified animals and animal products on account of rinderpest and foot-and-mouth disease and certain other diseases by inserting the word "Norway" before the word "Australia" in § 94.1 of the regulations.

The proposed determination, notification, and amendment would remove the present prohibition under section 306 of the Tariff Act upon importation into the United States of cattle, sheep, other do-mestic ruminants, and swine, and of fresh, chilled, or frozen beef, veal, mutton, lamb, and pork from Norway and render the commodities specified in 9 CFR. Part 94, as amended (B. A. I. Order 373) and originating in said country, no longer subject to the provisions of that part.

Any person who wishes to submit written data, views, or arguments concerning the proposed determination and amendment may do so by filing them with the Chief of the Bureau of Ammal Industry, Agricultural Research Administration, United States Department of Agriculture, Washington, D. C., within 30 days after publication hereof in the Federal Register.

Done at Washington, D. C., this 6th day of August 1953.

[SEAL] TRUE D. Morse, Acting Secretary of Agriculture.

[F. R. Doc. 53-7006; Filed, Aug. 10, 1953; 8:47 a. m.]

CIVIL AERONAUTICS BOARD

[14 CFR Parts 40, 41, 42]

EMERGENCY AND EVACUATION EQUIPMENT AND PROCEDURES FOR SCHEDULED, AND IRREGULAR PASSENGER AIR CARRIER OPER-ATIONS

NOTICE OF PROPOSED RULE MAKING

Notice is hereby given that the Civil Aeronautics Board has under consideration the adoption of proposed amendments to Parts 40, 41, and 42 of the Civil Air Regulations in substance as hereinafter set forth.

Interested persons may participate in the making of the proposed rules by submitting such written data, views, or arguments as they may desire. Communications should be submitted in duplicate to the Civil Aeronautics Board, attention Bureau of Safety Regulation, Washington 25, D. C. In order to insure their consideration by the Board before taking further action on the proposed rules, communications must be received by September 9, 1953. Copies of such communications will be available after September 11, 1953 for examination by interested persons in the Docket Section of the Board, Room 5412, Department of Commerce Building, Washington, D. C.

On September 4, 1952, the Board published in the Federal Register (17 F R. 8022) a notice of proposed rule making and circulated as Draft Release No. 52-26 dated August 29, 1952, a proposal to amended Parts 41, 42, and revised Part 40 of the Civil Air Regulations to require certain additional provisions to be made by scheduled and irregular air carriers with respect to emergency and evacuation equipment and procedures. Reference is made to the September 4, 1952, notice of proposed rule making for discussion of the scope of the rules proposed at that time. The comment received in response to the notice of proposed rule making indicated the advisability of scheduling a meeting with interested parties to explore more fully certain of the issues involved and to discuss the details which were considered fundamental to the proposed rule-making action.

On November 25, 1952, a meeting was held at which the Air Transport Division of the Transport Workers' Union, Air Line Pilots Association, Air Transport Association, Eastern Air Lines, Pan American World Airways, United Air Lines, the Civil Aeronautics Administration, and the Civil Aeronautics Board were represented. The precise language for the proposed amendments has now been developed and comment is specifically invited with respect to the amendments as proposed herein. In addition, there remains doubt concerning the amount of time necessary in order to implement the proposed amendments in air carrier operation should they be adopted. It is presently proposed to make these amendments effective six months subsequent to the adoption date; however, specific comment is invited with respect to whether this period of time would be sufficient to allow the air carriers affected to comply with the pro-

posed requirements.

Accordingly, notice is hereby given that the Board proposes to amend revised Part 40 and Parts 41 and 42 of the Civil Air Regulations as follows:

1. By amending § 40.173 of revised Part 40 by adding new paragraphs (e) and (f) to read as follows:

\$ 40.173 Emergency equipment for all operations. * * *

(e) Means for emergency evacuation. On all passenger-carrying airplanes, at all doors and emergency exits which are more than 6 feet from the ground with the airplane on the ground and with the landing gear extended, means shall be provided to assist the occupants in descending from the airplane. At maindoor exits, a chute or equivalent device suitable for the rapid evacuation of passengers shall be provided. During flight time this means shall be in a position for ready use: Provided, That the requirements of this paragraph do not apply to emergency exits over the wing where the greatest distance from the lower sill of the exit to the wing surface does not exceed 36 inches.

(f) Emergency exit marking. (1) All emergency exits, their means of access, and their means of opening shall be marked conspicuously. The identity and location of emergency exits shall be recognizable from a distance equal to the width of the cabin. The location of the emergency exit operating handle and the instructions for opening shall be marked on or adjacent to the emergency exit and shall be readable from a distance of 30 inches.

(2) A source or sources of light, with an energy supply independent of the main lighting system, shall be installed to illuminate all emergency exit markings. Such lights shall be designed to function automatically under crash conditions and shall also be operable manually.

2. By amending § 40.206 of revised Part 40 to read as follows:

§ 40.206 Equipment for over-water operations. (a) The following equipment shall be required for all extended over-water operations:

(1) Life preserver or other adequate individual flotation device for each occupant of the airplane.

(2) Life rafts sufficient in number and of such rated capacity as to accommodate all occupants of the airplane. Such life rafts shall possess sufficient

Such life rafts shall possess sufficient maximum capacity as to accommodate all occupants of the airplane, in the event of a loss of one life raft of the largest rated capacity on board.

(3) Suitable pyrotechnic signalling devices.

(4) One portable emergency radio signalling device, capable of transmission on the appropriate emergency frequency or frequencies, which is not dependent upon the airplane power supply and which is self-buoyant and water-resistant.

(b) All required rafts, life vests, and associated accessory kits shall be adequately equipped for the route to be flown and shall be installed in approved locations. They shall be readily available and easily accessible in the event of a ditching without appreciable time for preparatory procedures.

3. By adding to revised Part 40 a new § 40.267 to read as follows:

§ 40.267 Assignment of emergency functions for each crew member Each air carrier shall assign specific functions for each crew member to perform in the event of circumstances requiring emergency evacuation. The air carrier shall show that functions so assigned are possible of accomplishment under the conditions anticipated. These functions shall be described in the air carrier operations manual.

4. By adding to revised Part 40 a new § 40.366 to read as follows:

§ 40.366 Briefing of passengers. In the case of extended over-water operations, passengers shall be orally briefed concerning the location and method of operation of life vests and emergency exits and the location of life rafts. The procedure to be followed in presenting this briefing shall be described in the air carrier operations manual. Such a briefing shall include a demonstration of the method of donning and inflating a life vest. Where the airplane proceeds directly over water after take-off, the briefing on location of the life vests and emergency exits shall be accomplished prior to take-off, and the remainder of the briefing shall be accomplished as soon thereafter as practicable. Where the airplane does not proceed directly over water after take-off, the entire briefing shall be accomplished prior to reaching the over-water portion of the flight.

5. By deleting § 41.23 of Part 41 and inserting in lieu thereof a new section to read as follows:

§ 41.23 Emergency and safety equipment. The equipment required in §§ 41.23a, 41.23b, 41.23c, and 41.23d shall be approved.

6. By amending § 41.23a of Part 41 to read as-follows:

§ 41.23a Safety beltş. Aircraft shall have installed a safety belt for each occupant. In no case shall the rated strength

of a safety belt be less than that corresponding with the ultimate load factors specified in the pertinent currently effective aircraft airworthiness parts of the Civil Air Regulations, taking due account of the dimensional characteristics of the safety belt installation for the specific seat or berth arrangement. The web-bing of safety belts shall be subject to periodic replacement as prescribed by the Administrator.

- 7. By adding to Part 41 a new § 41.23b to read as follows:
- § 41.23b First-aid kits and emergency eauroment. Each airplane shall be equipped with a conveniently accessible first-aid kit adequate for the type of operation involved. Airplanes scheduled over routes requiring flights for long distances over uninhabited terrain must carry such additional emergency equipment as the Administrator designates for the particular operation involved.
- to read as follows:
- § 41.23c Equipment for over-water operations: (a) The following equipment shall be required for all extended over-water operations:
- (1) Life preserver or other adequate individual flotation device for each occupant of the airplane.
- (2) Life rafts sufficient in number and of such rated capacity as to accommodate all occupants of the airplane. Such life-rafts shall possess sufficient maximum capacity as to accommodate all occupants of the airplane, in the event of a loss of one life raft of the largest rated capacity on board.
- (3) Suitable pyrotechnic signalling devices.
- (4) One portable emergency radio signalling device, capable of transmission on the appropriate emergency frequency or frequencies, which is not dependent upon the airplane power supply and which is self-buoyant and water-resistant.
- (b) All required rafts, life vests, and associated accessory kits shall be adequately equipped for the route to be flown and shall be installed in approved locations. They shall be readily available and easily accessible in the event of a ditching without appreciable time for preparatory procedures.
- 9. By adding to Part 41 a new § 41,23d to read as follows:
- §41.23d Emergency evacuation equipment—(a) Means for emergency evacuation. On all passenger-carrying airplanes, at all doors and emergency exits which are more than 6 feet from the ground with the airplane on the ground and with the landing gear extended, means shall be provided to assist the occupants in descending from the airplane. At main-door exits, a chute or equivalent device suitable for the rapid evacuation of passengers shall be provided. During flight time this means shall be in a position for ready use: Provided, That the requirements of this paragraph do not apply to emergency exits over the wing where the

greatest distance from the lower sill of the exit to the wing surface does not exceed 36 inches.

- (b) Emergency exit marking. (1) All emergency exits, their means of access, and their means of opening shall be marked conspicuously. The identity and location of emergency exits shall be recognizable from a distance equal to the width of the cabin. The location of the emergency exit operating handle and the instructions for opening shall be marked on or adjacent to the emergency exit and shall be readable from a distance of 30 inches.
- (2) A source or sources of light, with an energy supply independent of the main lighting system, shall be installed to illuminate all emergency exit markings. Such lights shall be designed to function automatically under crash conditions and shall also be operable manually.
- 10. By deleting § 41.126 of Part 41 and 8. By adding to Part 41 a new § 41.23c inserting in lieu thereof a new section to read as follows:
 - § 41.126 Assignment of emergency functions for each crew member Each air carrier shall assign specific functions for each crew member to perform in the event of circumstances requiring emergency evacuation. The air carrier shall show that functions so assigned are possible of accomplishment under the conditions anticipated. These functions shall be described in the air carrier operations manual.
 - 11. By deleting § 41.127 of Part 41 and inserting in lieu thereof a new section to read as follows:
 - § 41.127 Equipment inspection and briefing of passengers. (a) The emergency equipment required by § 41.23 must be periodically inspected and tested in accordance with the specifications prescribed by the Administrator.
 - (b) In the case of extended overwater operations, passengers shall be orally briefed concerning the location and method of operation of life yests and emergency exits and the location of life rafts. The procedure to be followed in presenting this briefing shall be described in the air carrier operations manual. Such a briefing shall include a demonstration of the method of donning and inflating a life vest. Where the airplane proceeds directly over water after take-off, the briefing on location of the life vests and emergency exits shall be accomplished prior to take-off, and the remainder of the briefing shall be accomplished as soon thereafter as practicable. Where the airplane does not proceed directly over water after take-off, the entire briefing shall be accomplished prior to reaching the overwater portion of the flight.
 - 12. By adding to § 41.137 of Part 41 a new paragraph (x) to read as follows:
 - § 41.137 Definitions. * * *
 - (x) Extended over-water operations. An extended over-water operation shall be considered an operation over water conducted at a distance in excess of 50 miles from the nearest shore line.

- 13. By adding to § 42.1 (a) of Part 42 a new subparagraph (12b) to read as follows:
- § 42.1 Definitions. (a) * * *
- (12b) Extended over-water operations. An extended over-water operation shall be considered an operation over water conducted at a distance in excess of 50 miles from the nearest shore line.
- 14. By deleting § 42.24 of Part 42 and inserting in lieu thereof a new section to read as follows:
- § 42.24 Emergency and safety equipment. The equipment required in §§ 42.24a, 42.24b, and 42.24c shall be approved.
- 15. By adding to Part 42 a new § 42.24a to read as follows:
- § 42.24a First-aid I:its and emergency equipment. Each airplane shall be equipped with a conveniently accessible first-aid kit adequate for the type of operation involved. Airplanes scheduled over routes requiring flights for long distances over uninhabited terrain must carry such additional emergency equipment as the Administrator designates for the particular operation involved.
- 16. By adding to Fart 42 a new § 42.24b to read as follows:
- § 42.24b Equipment for over-water operations. (a) The following equipment shall be required for all extended over-water operations:
- (1) Life preserver or other adequate individual flotation device for each occupant of the airplane.
- (2) Life rafts sufficient in number and of such rated capacity as to accommodate all occupants of the airplane. Such life rafts shall possess sufficient maximum capacity as to accommodate all occupants of the airplane, in the event of a loss of one life raft of the largest rated capacity on board.
- (3) Suitable pyrotechnic signalling devices.
- (4) One portable emergency radio signalling device, capable of transmission on the appropriate emergency frequency or frequencies, which is not dependent upon the airplane power supply and which is self-buoyant and water-resistant.
- (b) All required rafts, life vests, and associated accessory hits shall be adequately equipped for the route to be flown and shall be installed in approved locations. They shall be readily available and easily accessible in the event of a ditching without appreciable time for preparatory procedures.
- 17. By adding to Part 42 a new § 42.24c to read as follows:
- § 42.24c Emergency evacuation equipment—(a) Means for emergency evacuation. On all passenger-carrying airplanes, at all doors and emergency exits which are more than 6 feet from the ground with the airplane on the ground and with the landing gear extended, means shall be provided to assist the occupants in descending from the airplane. At main-door exits a chute or equivalent device suitable for

the rapid evacuation of passengers shall be provided. During flight time this means shall be in a position for ready use: Provided, That the requirements of this paragraph do not apply to emergency exits over the wing where the greatest distance from the lower sill of the exit to the wing surface does not exceed 36 inches.

(b) Emergency exit marking. (1) All emergency exits, their means of access, and their means of opening shall be marked conspicuously. The identity and location of emergency exits shall be recognizable from a distance equal to the width of the cabin. The location of the emergency exit operating handle and the instructions for opening shall be marked on or adjacent to the emergency exit and shall be readable from a

distance of 30 inches.

(2) A source or sources of light, with an energy supply independent of the main lighting system, shall be installed to illuminate all emergency exit markings. Such lights shall be designed to function automatically under crash conditions and shall also be operable manually.

18. By amending Part 42 by adding a new § 42.49 to read as follows:

Assignment of emergency functions for each crew member Each air carrier shall assign specific functions for each crew member to perform in the event of circumstances requiring emergency evacuation. The air carrier shall show that functions so assigned are possible of accomplishment under the conditions anticipated. These functions shall be described in the air carrier operations-manual.

19. By deleting § 42.59 of Part 42 and inserting in lieu thereof a new section to read as follows:

§ 42.59 Briefing of passengers. In the case of extended over-water operations, passengers shall be orally briefed concerning the location and method of operation of life vests and emergency exits and the location of life rafts. The procedure to be followed in presenting this briefing shall be described in the air carrier operations manual. Such a briefing shall include a demonstration of the method of donning and inflating a life vest. Where the amplane proceeds

directly over water after take-off, the briefing on location of the life vests and emergency exits shall be accomplished prior to take-off, and the remainder of the briefing shall be accomplished as soon thereafter as practicable. Where the airplane does not proceed directly over water after take-off, the entire briefing shall be accomplished prior to reaching the over-water portion of the flight.

These amendments are proposed under the authority of Title VI of the Civil Aeronautics Act of 1938, as amended. The proposal may be changed in the light of comments received in response to this notice of proposed rule making. (Sec. 205, 52 Stat. 984; 49 U.S. C. 425. Interpret or apply secs. 601-610, 52 Stat. 1007-1012, as amended; 49 U. S. C. 551-560)

Dated August 5, 1953 at Washington,

By the Civil Aeronautics Board.

[SEAL]

M. C. MULLIGAN. Secretary.

[F. R. Doc. 53-7022; Filed, Aug. 10, 1953; 8:50 a. m.]

NOTICES

DEPARTMENT OF AGRICULTURE

Rural Electrification Administration

[Administrative Order 4276]

ALLOCATION OF FUNDS FOR LOANS

JUNE 29, 1953.

I hereby amend:

(a) Administrative Order No. 1583. dated August 23, 1948, by reducing the allocation of \$1,190,000 therein made for "Georgia 42M Toombs" by \$246,230 sothat the reduced allocation shall be \$943,770.

[SEAL]

ANCHER NELSEN, Administrator

[F. R. Doc. 53-7024; Filed, Aug. 10, 1953; 8:50 a. m.]

> [Administrative Order 4277] ALLOCATION OF FUNDS FOR LOANS

> > JUNE 29, 1953.

Inasmuch as Limestone County Electric Cooperative, Inc. has transferred certain of its properties and assets to Brazos Electric Power Cooperative, Inc. (formerly known as Brazos River Transmission Electric Cooperative, Inc.) and Brazos Electric Power Cooperative, Inc. has assumed in part the indebtedness to United States of America, of Limestone County Electric Cooperative, Inc., arising out of loans made by United States of America pursuant to the Rural Electrification Act of 1936, as amended, I hereby amend:

(a) Administrative Order No. 1461, dated March 15, 1948, by changing the project designation appearing therein as "Texas 45G Limestone" in the amount of \$360,000 to read "Texas 45G Limestone" in the amount of \$326,832.53 and "Texas 121TP2 Brazos (Texas 45G Limestone)" in the amount of \$33,167.47.

ANCHER NELSEN. Administrator

[F. R. Doc. 53-7025; Filed, Aug. 10, 1953; 8:50 a. m.l

[Administrative Order 4278]

NEBRASKA

LOAN ANNOUNCEMENT

JUNE 29, 1953.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:

Amount

Nebraska 96E Loup District Pub-

lic _____ \$7, 250, 000

[SEAL]

ANCHER NELSEN. Administrator

[F. R. Doc. 53-7026; Filed, Aug. 10, 1953; 8:50 a. m.]

[Administrative Order 4279]

ALLOCATION OF FUNDS FOR LOANS

JUNE 30, 1953.

Inasmuch as The Rural Cooperative Power Association has transferred certain of its properties and assets to Stearns Co-operative Electric Association, and Stearns Co-operative Electric Association has assumed in part the indebtedness to United States of America, of The Rural Cooperative Power Association, arising out of loans made by United States of America pursuant to the Rural Electrification Act of 1936, as amended, I hereby amend:

(a) Administrative Order No. 975, dated October 16, 1945, by changing the project designation appearing therein as "Minnesota 70F Hennepin" in the amount of \$500,000 to read "Minnesota 70F Hennepin" in the amount of \$478,-494.45 and "Minnesota 34TP1 Stearns (Minnesota 70F Hennepin)" in tho amount of \$21,505.55.

[SEAL]

WM. C. WISE, Acting Administrator

[F. R. Doc. 53-7027; Filed, Aug. 10, 1953; 8:50 a. m.]

[Administrative Order 4280]

WASHINGTON

LOAN ANNOUNCEMENT

JUNE 30, 1953.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:

Amount

Washington 31G Chelan_____ \$50,000

WM. C. WISE, [SEAL] Acting Administrator

[F. R. Doc. 53-7028; Filed, Aug. 10, 1953; 8:50 a. m.]

FEDERAL REGISTER

[Administrative Order 4281]

LOAN ANNOUNCEMENT

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: Idaho 15L Idaho... Amount ____ \$180,000

[SEAL]

WIL C. WISE, Acting Administrator

JUNE 30, 1953.

[F. R. Doc. 53-7029; Filed, Aug. 10, 1953; 8:50 a. m.]

[Administrative Order 4282]

ALLOCATION OF FUNDS FOR LOANS

June 30, 1953.

I bereby amend:

(a) Administrative Order No. 21, dated October 1, 1936, by reducing the allocation of \$240,000 therein made for "Ohio 24 Delaware" by \$19,601.05 so that the reduced allocation shall be \$220,398.95; and

(b) Administrative Order No. 279, dated August 18, 1938, by reducing the allocation of \$53,000 therein made for "Ohio R9024B1 Delaware" by \$15,085.31 so that the reduced allocation shall be \$37,914.69.

[SEAL]

WM. C. WISE. Acting Administrator

[F. R. Doc. 53-7030; Filed, Aug. 10, 1953; 8:51 a. m.]

[Administrative Order 4283]

ALLOCATION OF FUNDS FOR LOANS

JUNE 30, 1953.

I hereby amend:

(a) Administrative Order No. 477, dated July 1, 1940, by reducing the allocation of \$157,000 therein made for "Alabama 1038A1 Sheffield Public" by \$67,887.40 so that the reduced allocation shall be \$89,112.60.

ESEAL

WM. C. WISE, Acting Administrator

[F. B. Doc. 53-7031; Filed, Aug. 10, 1953; 8:51 a. m.]

[Administrative Order 4284]

ALASKA

LOAN ANNOUNCEMENT

JULY 2, 1953.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

No. 156-2

Loan designation: Alaska 5D Kenai... Amount \$242,000

[SEAL]

ANCHER NELSEN. Administrator.

[F. R. Doc. 53-7032; Filed, Aug. 10, 1953; 8:51 a. m.]

[Administrative Order 4285]

MONTANA

LOAN ANNOUNCEMENT

JULY 2, 1953.

Amount

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: Montana 34D Carter_____ \$433,000

[SEAL]

ANCHER NELSEN, Administrator.

[F. R. Doc 53-7033; Filed, Aug. 10, 1953; 8:51 a, m.]

[Administrative Order 4286]

SOUTH DAKOTA

LOAN ANNOUNCEMENT

JULY 2, 1953.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: Amount South Dakota 17H Hamlin____ \$272,000

[SEAL]

ANCHER NELSEN. Administrator.

[F. R. Doc. 53-7034; Filed, Aug. 10, 1953; 8:51 a. m.1

[Administrative Order 4287]

SOUTH DAKOTA

LOAN ANNOUNCEMENT

JULY 2, 1953.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural **Electrification Administration:**

Loan designation: Amount South Dakota 41C Todd_____ 8540,000

ANCHER NELSEN, Administrator.

[F. R. Doc. 53-7035; Filed, Aug. 10, 1953; 8:51 a. m.]

[Administrative Order 4288]

SOUTH DAKOTA

LOAN ANNOUNCEMENT

JULY 2, 1953.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended,

a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: South Dakota 43B Minnehaha \$312,690

[SEAL]

ANCHER NELSEN Administrator.

[F. R. Doc. 53-7036; Filed, Aug. 10, 1953; 8:51 a. m.]

[Administrative Order 4283]

NORTH CAROLINA

LOAN ANNOUNCELIENT

JULY 2. 1953.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: Amount
North Carolina 49R Surry_____ \$909,000 Amount

[SEAL]

Ancher Nelsen, Administrator.

[P. R. Doc. 53-7037; Filed, Aug. 10, 1953; 8:52 a. m.]

> [Administrative Order 4290] COLORADO

> > LOAM ANNOUNCEMENT

JULY 2, 1953.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: Amount Colorado 22P Boulder__ _ \$435,000

[SEAL]

ANCHER NELSET, Administrator.

[P. R. Doc. 53-7038; Filed, Aug. 10, 1953; 8:52 a. m.]

[Administrative Order 4291]

COLORADO

LOAN ANNOUNCEMENT

JULY 2, 1953.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: Colorado 37P Douglas____

_ 8330.000

[SEAL]

ARCHER NELSEN. Administrator.

[P. R. Doc. 53-7039; Filed, Aug. 10, 1953; 8:52 a. m.]

[Administrative Order 4292] MISSISSIPPI

LOAN ANNOUNCEMENT

JULY 2, 1953.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: Mississippi 228 Leake_____ \$555,000

[SEAL]

ANCHER NELSEN, Administrator

[F. R. Doc. 53-7040; Filed, Aug. 10, 1953; 8:52 a. m.]

[Administrative Order 4293]

MINNESOTA

LOAN ANNOUNCEMENT

JULY 2, 1953.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: Amount Minnesota 60K Redwood_____\$690,000

[SEAL] ANCHER NELSEN.

Administrator

[F. R. Doc. 53-7041; Filed, Aug. 10, 1953; 8:52 a. m.]

[Administrative Order 4294] GEORGIA

LOAN ANNOUNCEMENT

JULY 2, 1953.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: Amount Georgia 22V Colquitt_____ \$395,000

[SEAL]

ANCHER NELSEN, Administrator

[F. R. Doc. 53-7042; Filed, Aug. 10, 1953; 8:52 a. m.]

[Administrative Order 4295]

GEORGIA

LOAN ANNOUNCEMENT

JULY 2, 1953.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: Amount Georgia 103H, Coweta----. \$290,000

[SEAL]

ANCHER NELSEN. Administrator

[F. R. Doc. 53-7043; Filed, Aug. 10, 1953; 8:52 a. m.]

[Administrative Order 4296]

SOUTH DAKOTA

LOAN ANNOUNCEMENT

JULY 2, 1953.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: South Dakota 15L Butte_____ \$390,000

ANCHER NELSEN, Administrator

[F. R. Doc. 53-7044; Filed, Aug. 10, 1953; 8:53 a. m.]

[Administrative Order 4297] TEXAS

LOAN ANNOUNCEMENT

JULY 2, 1953.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: Amount
Texas 93 T Dewitt _____ \$438,000

[SEAL]

ANCHER NELSEN, Administrator

[F. R. Doc. 53-7045; Filed, Aug. 10, 1953; 8:53 a. m.]

[Administrative Order 4298]

TEXAS

LOAN ANNOUNCEMENT

JULY 2, 1953.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: Texas 89 T Houston_____ \$185,000

[SEAL]

ANCHER NELSEN. Administrator

[F. R. Doc. 53-7046; Filed, Aug. 10, 1953; 8:53 a. m.]

[Administrative Order 4299]

OREGON

LOAN ANNOUNCEMENT

JULY 3, 1953,

- Pursuant to the provisions of the Rural Electrification Act of 1936, as amended,

a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator, of the Rural Electrification Administration:

Loan designation: Oregon 39C Klamath_____ \$300,000

[SEAL]

ANCHER NELSEN, Administrator

[F. R. Doc. 53-7047; Filed, Aug. 10, 1953; 8:53 a. m.]

[Administrative Order 4300]

NEBRASKA

LOAN ANNOUNCEMENT

JULY 3, 1953.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: Amount Nebraska 83K Custor District Public_____ \$1,800,000 ANCHER NELSEN. [SEAL]

[F. R. Doc. 53-7048; Filed, Aug. 10, 1953; 8:53 a. m.1

[Administrative Order 4301]

MISSOURI

LOAN ANNOUNCEMENT

JULY 3, 1953.

Administrator

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: Missouri 20U Marion \$225,000

[SEAL]

ANCHER NELSEN. Administrator.

[F. R. Doc. 53-7049; Filed, Aug. 10, 1953; 8:53 a. m.]

[Administrative Order 4302] NORTH DAKOTA

LOAN ANNOUNCEMENT

JULY 3, 1953.

Pursuant to the provisions of the Rural Electrification Act of. 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: North Dakota 13N Foster____ \$159,000

[SEAL]

ANCHER NELSEN. Administrator

[F. R. Doc. 53-7050; Filed, Aug. 10, 1953; 8:54 a. m.]

FEDERAL REGISTER

[Administrative Order 4303]

ALABAMA

LOAN ANNOUNCEMENT

JULY 6, 1953.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: Alabama 42E Montgomery.... \$1,306,000

[SEAL] ANCHER NELSEN Administrator

[F. R. Doc. 53-7051; Filed, Aug. 10, 1953; 8:54 a. m.]

[Administrative Order 4304]

TEXAS

LOAN ANNOUNCEMENT

JULY 7, 1953.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Amount Loan designation: Texas 135 H Ochiltree_____ __ \$215,000

[SEAL]

ANCHER NELSEN, Administrator.

[F. R. Doc. 53-7052; Filed, Aug. 10, 1953; 8:54 a. m.]

[Administrative Order 4305]

MISSOURI

LOAN ANNOUNCEMENT

JULY 7, 1953.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: Amount Missouri 33 A C Butler____ \$100,000

[SEAL]

ANCHER NELSEN, Administrator

JF. R. Doc. 53-7053; Filed, Aug. 10, 1953; 8:54 a. m.1

[Administrative Order 4306]

NEBRASKA

LOAN-ANNOUNCEMENT

JULY 10, 1953.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: Amount Nebraska 84E Grant_. 8833,000

[SEAL]

ANCHER NELSELI. Administrator

[F. R. Doc. 53-7054; Filed, Aug 10, 1953; 8:54 a. m.]

[Administrative Order 4397]

ALLOCATION OF FUNDS FOR LOAMS

JULY 10, 1953.

I hereby amend:

(a) Administrative Order No. 2645, dated May 5, 1950, by rescinding the loan of \$540,000 therein made for "California 40A Kern" and

(b) Administrative Order No. 2396, dated December 12, 1949, by rescinding the loan of \$438,000 therein made for "Utah 14D Washington"

[SEAL]

ANCHER NELSEN, Administrator.

[F. R. Doc. 53-7055, Filed, Aug. 10, 1933; 8:54 a. m.]

[Administrative Order 4308]

NEBRASKA

LOAN ANNOUNCEMENT

JULY 10, 1953.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: Amount Nebraska 95G Cheyenne____ \$1,035,000

[SEAL]

ANCHER NELSEN. Administrator.

[F. R. Doc. 53-7056; Filed, Aug. 10, 1953; 8:54 a. m.]

[Administrative Order 4303]

NEBRASKA

LOAN ANNOUNCEMENT

JULY 10, 1953.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: Nebraska 78AA Dawcon District _____ 81,959.099 Public____

[SEAL]

ANCHER NELSEN, Administrator.

[F. R. Doc. 53-7057; Filed, Aug. 10, 1953; 8:54 a. m.]

[Administrative Order 4310]

TEXAS

LOAN ANHOUNCEMENT

JULY 10, 1953.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, Rural Electrification Act of 1936, as

a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: Texas 56 R Lubbook... Amount _ 8395,090

[SEAL]

Ancher Nelsen. Administrator

[P. R. Doc. 53-7053; Filed, Aug. 10, 1953; 8:55 a. m.]

[Administrative Order 4311]

ALLOCATION OF FUHES FOR LOAMS

JULY 14, 1953.

I hereby amend:

(a) Administrative Order No. 1591, dated August 28, 1948, by reducing the allocation of \$575,000 therein made for "Minnesota 103A New Prague Public" by \$16,557.28 so that the reduced allocation shall bo \$558,442.72.

[SEAL]

ANCHER NELSEN, Administrator.

[F. R. Doc. 53-7059; Filed, Aug. 10, 1953; 8:55 a. m.]

[Administrative Order 4312]

ALLOCATION OF FUNDS FOR LOAMS

JULY 16, 1953.

I hereby amend:

(a) Administrative Order No. 2335, dated October 6, 1949, by reducing the loan of \$3,975,000 therein made for "New Mexico 28A Sandoval" by \$600,000 so that the reduced loan shall be \$3,375,000.

[SEAL]

FRED H. STRONG Acting Administrator.

[F. R. Doc. 53-7000; Filed, Aug. 10, 1953; 8:55 a. m.]

[Administrative Order 4313]

New Mexico

LOAN ANNOUNCEMENT

JULY 17. 1953.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Amount Loan designation: New Mexico 12 S Otero \$315,000

Ancher Nelsen, Administrator.

[P. R. Doc. 53-7061; Filed, Aug. 10, 1953; 8:55 a. m.]

[Administrative Order 4314]

OKLAHOMA

LOAN ANNOUNCEMENT

JULY 17, 1953.

Pursuant to the provisions of the

amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: Amount
Oklahoma 25 V Rogers----- \$415,000

[SEAL]

ANCHER NELSEN, Administrator

[F. R. Doc. 53-7062; Filed, Aug. 10, 1953; 8:55 a. m.1

[Administrative Order 4315]

ALLOCATION OF FUNDS FOR LOANS

JULY 17, 1953.

Inasmuch as Ozarks Rural Electric Cooperative Corporation has transferred certain of its properties and assets to Cookson Hill's Electric Cooperative, Inc., and Cookson Hill's Electric Cooperative, Inc. has assumed in part the indebtedness to United States of America, of Ozarks Rural Electric Cooperative Corporation, arising out of loans made, by United States of America pursuant to the Rural Electrification Act of 1936, as amended, I hereby amend:

(a) Administrative Order No. 1114, dated August 1, 1946, by changing the project designation appearing therein as "Arkansas 24R Washington" in the amount of \$545,000 to read "Arkansas 24R Washington" in the amount of \$532,– 500 and "Oklahoma" 35TP1 Haskell (Arkansas 24R Washington)" in the amount of \$12,500.

[SEAL]

ANCHER NELSEN, Administrator

[F. R. Doc. 53-7063; Filed, Aug. 10, 1953; 8:55 a. m.]

[Administrative Order 4316] ARIZONA

LOAN ANNOUNCEMENT

JULY 20, 1953.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: Amount
Arizona 13G Navajo...... \$400,000

[SEAL]

ANCHER NELSEN. Administrator

[F. R. Doc. 53-7064; Filed, Aug. 10, 1953; 8:55 a. m.]

> [Administrative Order 4317] TEXAS

LOAN ANNOUNCEMENT

JULY 22, 1953.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the

following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: Amount Texas 80 "W." Collingsworth---- \$75,000

[SEAL]

ANCHER NELSEN. Administrator.

[F. R. Doc. 53-7065; Filed, Aug. 10, 1953; 8:56 a. m.]

[Administrative Order 4318]

Towa

LOAN ANNOUNCEMENT

JULY 22, 1953.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:

Iowa 53N Linn_____\$285,000

[SEAL]

ANCHER NELSEN. Administrator

[F. R. Doc. 53-7066; Filed, Aug. 10, 1953; 8:56 a. m.]

[Administrative Order 4319]

MINNESOTA

LOAN ANNOUNCEMENT

JULY 28, 1953.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration;

Loan designation: Amount Minnesota 9K Goodhue_____\$370,000

ANCHER NELSEN, Administrator

[F. R. Doc. 53-7067; Filed, Aug. 10, 1953; 8:56 a. m.]

[Administrative Order 4320]

ALLOCATION OF FUNDS FOR LOANS

JULY 28, 1953.

I hereby amend:

(a) Administrative Order No. 1844, dated February 11, 1949, by reducing the loan of \$900,000 therein made for "Mississippi 23T Copiah" by \$250,000 so that the reduced loan shall be \$650,000; and

(b) Administrative Order No. 2246, dated July 25, 1949, by reducing the loan of \$1,050,000 therein made for "Mississippi 23V Copiah" by \$550,000 so that the reduced loan shall be \$500,000.

[SEAL] ANCHER NELSEN,

Administrator

[F. R. Doc. 53-7068; Filed, Aug. 10, 1953; 8:56 a. m.]

[Administrative Order 4321]

NEW JERSEY

LOAN ANNOUNCEMENT

JULY 28, 1953.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: Amount New Jersey 4N Monmouth____ \$123,000

ANCHER NELSEN, [SEAL] Administrator

[F. R. Doc. 53-7069; Filed, Aug. 10, 1953; 8:56 a. m.]

[Administrative Order 4322]

ALABAMA

LOAN ANNOUNCEMENT

August 3, 1953.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: Amount Alabama 27S Conecuh..... \$100,000

[SEAL]

ANCHER NELSEN. Administrator

[F. R. Doc. 53-7070; Filed, Aug. 10, 1953; 8:56 a. m.1

[Administrative Order 4323]

GEORGIA

LOAN ANNOUNCEMENT

AUGUST 3, 1953.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation: Amount

[SEAL]

ANCHER NELSEN. Administrator

[F. R. Doc. 53-7071; Filed, Aug. 10, 1953; 8:56 a. m.]

[Administrative Order 4324]

ALLOCATION OF FUNDS FOR LOANS

August 3, 1953.

I hereby amend:

(a) Administrative Order No. 911, dated June 11, 1945, by reducing the allocation of \$6,000 therein made for "South Carolina 5-46014S9 Aiken" by \$221.20 so that the reduced allocation shall be \$5,778.80; and

(b) Administrative Order No. 2977, dated October 19, 1950, by reducing the loan of \$200,000 therein made for "South Carolina 14AB-Aiken" by \$113,-511.57 so that the reduced loan shall be \$86,483.43.

[SEAL]

Ancher Nelsen, Administrator,

[F. R. Doc. 53-7072; Filed, Aug. 10, 1953; 8:56 a. m.]

[Administrative Order 4325]
ALLOCATION OF FUNDS FOR LOANS

AUGUST 3, 1953.

I hereby amend:

(a) Administrative Order No. 544, dated December 6, 1940, by reducing the allocation of \$7,000 therein made for "Kentucky 1056W1 Morgan" by \$1,481.79 so that the reduced allocation shall be \$5,518.21.

[SEAL]

Ancher Nelsen, Administrator

[F. R. Doc. 53-7073; Filed, Aug. 10, 1953; 8:57 a. m.]

DEPARTMENT OF COMMERCE

Office of International Trade

[Case No. 155]

Wai Man Seto

ORDER REVOKING LICENSES AND DENYING EXPORT PRIVILEGES

In the matter of Wai Man Seto, 293 West Eleventh Street, New York, New York; respondent; Case No. 155.

Compliance proceedings seeking to abrogate the export privileges of respondent Wai Man Seto ("Seto") and certain other respondents situated in Hong Kong and in the United States, respectively, were instituted by the Investigation Staff, Office of International Trade, United States Department of Commerce, by letter of November 13, 1952, amended January 23, 1953, charging that said respondents violated the Export Control Act of 1949, as amended, and the regulations thereunder, by knowingly making, or causing to be made, false statements and representations to and concealing maternal facts from the Office of International Trade for the purpose of inducing the issuance of export licenses and of effecting improper exportations from the United States.

The charges allege, in substance, that upon instructions from his Hong Kong principal (one of the respondents named in the charging letter) Seto designated a given concern in Hong Kong as purchaser-consignee of United States origin diesel engine parts aggregating \$42,000 in value, although knowing, or having reason to know, that said concern was not the true consignee but was merely the nominee for his principal for whom the parts were actually intended; and that Seto disclosed this knowledge and the source of the instructions to the United States parts supplier (the other respondents named in the charging letter) who nevertheless caused the concern so designated by Seto to be named as ultimate consignee on applications submitted to the Office of International Trade in October and November 1950 to export such parts from the United States to Hong Kong.

The charges allege further that in September 1950 said United States supplier applied for a validated export license to export parts valued at \$3,300 to Seto's principal in Hong Kong, said application being in the name of an affiliated company owned by said supplier although said affiliate held no order for parts from Seto or his principal whatsoever; and, finally, that Seto's name did not appear on any of the aforesaid applications as a party in interest, as required by the regulations.

The charges have not been personally served upon respondent Seto due to inability to ascertain his whereabouts. Service of the charging letter has been effected upon him by registered mail addressed and transmitted to his last known address in the United States, pursuant to the regulations issued to cover the situation where a cited respondent cannot be located, or, as here, where such respondent has left the jurisdiction of the United States without leaving a forwarding address or place where the charging letter could be received. The regulations provide, inter alia, that failure of a respondent to receive a charging letter addressed and transmitted by registered mail to his last known address, or to answer the charges or request an oral hearing within the prescribed period, shall not operate to prevent or invalidate his being held in default; but a respondent who has not received the charging letter may at any time move to vacate or modify any order issued pursuant to such charging letter.

The record shows that prior to his departure from the United States in November 1951, and while the investigation of this case was pending, Seto submitted to the Investigation Staff a voluntary sworn statement purporting to cover his knowledge and participation in the transactions which form the substance of the charges herein. The circumstances of such submission, and other facets in the case, warrant the conclusion that Seto then knew, or had reason to know, that compliance proceedings against him and the other respondents herein were then under preparation and would later ensue.

Respondent Seto not having answered the charges herein, or asked for oral hearing, and the prescribed period having expired, he has been held to be in default, and may at any time move to vacate or modify this order.

The other respondents cited herein have duly appeared in these proceedings in person or by counsel. A hearing was held for the Hong Kong respondents on March 17, 1953, and a second hearing was had for the United States respondents on April 7, 1953. On the basis of the evidence received at said hearings, and on the entire record, the Compliance Commissioner has exonerated all said respondents of the charges except respondent Seto. He has found respondent Seto to be chargeable with the false

representation violations committed herein and has recommended that said respondent be deprived of all export privileges for the period and under the terms set forth below.

In his report the Compliance Commissioner has made the finding that respondent Seto is solely responsible for the false consignee representations made to the Office of International Trade on the aforesaid applications of October and November 1950; and that his principal in Hong Kong had neither issued improper instructions relating thereto, as charged, nor had knowledge that Seto had made such misrepresentations. The Compliance Commissioner has made the further finding that Seto did not disclose to the United States supplier the impropriety of the consignee designations or of the alleged instructions, as charged, and consequently, that the supplier acted in good faith herein and in reliance upon Seto's direction. The Compliance Commissioner has also made the finding that the other charges have not been substantiated and has dismissed such charges as to all respondents.

The Compliance Commissioner states that in his judgment Seto's inexperience and unfamiliarity with the export control regulations and a misunderstanding of his principal's shipping instructions as to a certain lot of parts were the principal causes for the misrepresentations herein, and that Seto did not deliberately intend to violate the regulations. He has held, however, that inexperience or lack of intent, though taken into consideration, are not factors which can be urged to condone the violative actions.

Citing the importance of a thorough knowledge and understanding of the export regulations by persons engaging in exports, and in related fields, the Compllance Commissioner in his report calls attention to the long line of cases which establish the precedent that unintentional deviation from the regulations undermines the effective administration of the act and impairs the integrity of the export control program; and that, collaterally, violations arising from unfamiliarity are ofttimes as injurious to the program as purposeful evasion. The Compliance Commissioner concludes that the exporter who shirks his responsibility to know the rules may not use that as an excuse to seek condonation for his violative acts.

In making his recommendations relating to administrative action against Seto, the Compilance Commissioner has taken into consideration the absence of any record of prior export control violations by said respondent, his inexperience with exportations, and the fact that none of the applications on which Seto caused the consignee misrepresentations to be made were granted or exportations thereunder effected.

The findings and recommendations of the Compliance Commissioner have been carefully considered, together with the pleadings, the evidentiary material, and the entire record. It appears therefrom that the Compliance Commissioner's findings are in accordance with the evidence and that such recommendations are reasonable and should be adopted.

4752 NOTICES

Now, therefore, it is ordered as follows:
(1) All outstanding validated export licenses held by or issued in the name of respondent Wai Man Seto, or in which he appears or participates as purchaser, intermediate or ultimate consignee, or otherwise, are hereby revoked and shall be forthwith returned to the Office of International Trade for cancellation.

(2) Respondent Wai Man Seto is hereby denied and declared ineligible to exercise the privileges of participating directly or indirectly in any manner or capacity in the exportation of any commodity from the United States to any foreign destination, including Canada. Without limitation of the generality of the foregoing, participation in an exportation shall be deemed to include and prohibit respondent's participation (a) in the filing of any validated export license application, (b) in the obtaining or using of any validated or general export license or other export control document, (c) in the receiving in any foreign country of any exportation from the United States, and (d) in the financing, forwarding, transporting, or other servicing of exports from the United States.

(3) Such demal of export privileges shall extend not only to respondent Wai Man Seto, but also to any person, firm, corporation, or other business organization with which he may be now or hereafter related by ownership, control, position of responsibility, or other connection in the conduct of trade involving exports from the United States or services connected therewith.

(4) This order shall become effective from the date hereof and shall be maintained in effect until service of a certified copy of this order is made upon respondent Wai Man Seto, and thereafter shall remain in effect for a period of six (6) months from the date of such service or until sooner vacated or modified.

(5) No person, firm, corporation, or other business organization shall knowingly apply for or obtain any license, shipper's export declaration, bill of lading, or other export control document relating to any exportation' from the United States under validated and general export licenses, or otherwise, or finance, service, transport, forward, or receive any commodities thereunder, to or for the named respondent, or any person, firm, corporation, or other business organization covered by paragraph (3) above, without prior disclosure of such facts to, and specific authorization from, the Office of International Trade.

(6) In accordance with the provisions of § 382.11 (c) of the Export Control Regulations, the respondent may at any time move to vacate or modify this order by filing an appropriate motion therefor with the Compliance Commissioner and may request oral hearing thereon, which, if requested, shall be held before the Compliance Commissioner at the earliest possible date.

Dated: August 5, 1953.

John C. Borton, Assistant Director for Export Supply.

[F. R. Doc. 53-6994; Filed, Aug. 10, 1953; 8:45 a. m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket Nos. 10272, 10273, 10606]

BRUSH-MOORE NEWSPAPERS, INC.

ORDER CONTINUING HEARING

In re application of The Brush-Moore Newspapers, Inc., Canton, Ohio, Docket No. 10272, File No. BPCT-264; Stark Telecasting Corporation, Canton, Ohio, Docket No. 10273, File No. BPCT-949; Tri-Cities Telecasting, Inc., Canton, Ohio, Docket No. 10606, File No. BPCT-1738; for construction permits for new television stations.

It appearing that the Hearing Conference on the above-entitled matter is now scheduled for 10 o'clock a. m. August 6, 1953; that there are pending before the Commission petitions to revise hearing issues so as to conform with recently adopted hearing procedures; that said petitions require action of the Commission en banc and such action cannot and will not be taken prior to August 6. 1953; that no useful purpose would be served by opening the hearing in this proceeding prior to action on said petitions since, it will not be feasible for the parties or the Broadcast Bureau of the Commission to comply fully with § 1.841 of the Commission's rules until after action by the Commission on the petitions to revise issues;

Therefore, it is ordered, This 3d day of August 1953, that the Hearing Conference now scheduled for 10 o'clock a. m., August 6, 1953, in Washington, D. C., be and it is continued to 10 o'clock a. m. Monday, August 17, 1953, in Washington, D. C.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL]

T. J. Slowie, Secretary.

[F. R. Doc. 53-7015; Filed, Aug. 10, 1953; __8:49 a. m.]

[Docket Nos. 10401, 10430]

American Telephone Answering Service et al.

MEMORANDUM OPINION AND ORDER

\ SCHEDULING FURTHER HEARING

In re applications of Lyman G. Berg, d/b as American Telephone Answering Service, Physicians Exchange, Radio Message Service and Television Answering Service, Long Beach, California, Docket No. 10401, File No. 111–C2–P–53; Thomas W Wing and Kathleen Wing, d/b as Radio Paging Company, Mt. Wilson, California, Docket No. 10430, File No. 787–C2–P–53; for construction permits for one-way signaling stations in the Domestic Public Land Mobile Radio Service.

1. The Commission has before it the petition filed July 22; 1953, by Lyman G. Berg, d/b as American Telephone Answering Service, Physicians Exchange, Radio Message Service and Television Answering Service, requesting that the record herein be held open to receive certain depositions or in lieu thereof copies of certain tariffs; and the reply filed July 27, 1953, by Radio Paging

Company in opposition thereto. The hearing in this case was concluded on July 2, 1953, but the record was to be closed as of July 22, 1953, in order to permit the admission into the record of a stipulation to be entered into by the parties regarding certain telephone foreign exchange line rates or in lieu thereof copies of the relevant portions of the tariffs. (Pages 774 and 775 of the Transcript of the Record.) An exhibit number designated Berg Exhibit 7 was reserved for the purpose. (Page 687 of the Transcript.) It is indicated in the petition filed by Lyman G. Berg that no such stipulation has been entered into and therefore none has been submitted for the record. No reason is given, however, why copies of the relevant portions of the tariffs were not submitted on or before July 22, 1953, in lieu of the stipu-

2. Section 1.846 of the Commission's rules and regulations relating to practice and procedure provides: "Closing of the hearing. The record of hearing shall be closed by an announcement to that effect, at the hearing, by the presiding officer when the taking of testimony has been concluded. In the discretion of the presiding officer, the record may be closed as of a future specified date in order to permit the admission into the record of exhibits to be prepared: Provided, The parties to the proceeding stipulate on the record that they waive the opportunity to cross-examine or present evidence with respect to such exhibits * * * "

Under the provisions of § 1.846 the presiding officer was given discretion to close the record as of July 22, 1953, since the parties had stipulated on the record that the stipulation or copies of the relevant portions of the tariffs could be filed as Berg Exhibit 7 on or before that date, However, neither the petition of Lyman G. Berg filed herein nor the reply of Radio Paging Company indicates that the parties have agreed to waive the opportunity to cross-examine or present evidence with respect to the proposed depositions mentioned in the petition of Lyman G. Berg. Moreover, § 1.825 of the Commission's rules and regulations provides: "(a) No deposition shall constitute a part of the record in any proceeding until received in evidence at a hearing * * * "

In the absence of stipulation by the parties or of a reopening of the record for further hearing (which has not been requested) it appears that the proposed depositions may not be submitted to become part of the record in this proceeding. Nor is it shown that the parties have agreed that the record may be reopened to admit in evidence copies of the relevant portions of the tariffs without the right to cross-examine or present evidence with respect to such copies.

3. We are of the opinion, however, that

3. We are of the opinion, however, that the record should contain all available evidence pertaining to telephone foreign exchange line rates and the availability of foreign exchange lines in the areas involved in this proceeding. We believe, therefore, that the record should be reopened for further hearing for the taking of evidence relating solely to such rates and the availability of such lines.

Accordingly, it is ordered, This 29th day of July 1953, that the petition of Lyman G. Berg, is denied; and

It is further ordered, That the record in this proceeding is reopened on the Examiner's own motion for further hearing relating solely to telephone foreign exchange line rates and to the availability of foreign exchange lines in the areas involved in this proceeding; and

It is further ordered, That the further hearing is scheduled for 10:00 a.m., August 17, 1953, at Washington, D. C.,

and

It is further ordered, That the order designating August 10, 1953, as the date on or before which proposed findings of fact and conclusions were to be filed is vacated.

Released: July 30, 1953.

Federal Communications Commission,

[SEAL] T. J. SLOWIE, Secretary.

[F. R. Doc. 53-7016; Filed, Aug. 10, 1953; 8:49 a. m.]

[Docket No. 10536]

JOHN POOLE BROADCASTING CO. (KBIG)

ORDER CONTINUING HEARING

In re application of John H. Poole, tr/as John Poole Broadcasting Company (KBIG) Avalon, California, Docket No. 10536, File No. BL-4897; for license to cover construction permit.

A hearing conference was held on August 3, 1953, at which it was decided that the parties would attempt to reach certain stipulations on engineering matters. A further conference will be held to ascertain the progress of these stipulations and for such other purposes as may arise on August 17, 1953.

Dated: August 4, 1953.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 53-7017; Filed, Aug. 10, 1953; 8:49 a. m.]

[Docket Nos. 10573, 10574]

MONTGOMERY BROADCASTING CO., INC., AND ALABAMA TELEVISION CO.

MEMORANDUM OPINION AND ORDER CONTINUING HEARING

In re applications of Montgomery Broadcasting Co., Inc., Montgomery, Alabama, Docket No. 10573, File No. BPCT-670; William E. Benns, Jr., d/b/a Alabama Television Company, Montgomery, Alabama, Docket No. 10574, File No. BPCT-1055; for construction permits for new television stations.

1. On July 22, 1953, William E. Benns, Jr., d/b/a Alabama Television Company (hereinafter sometimes referred to as Benns) filed a petition for leave to amend the above entitled application. Oppositions thereto were timely filed by Montgomery Broadcasting Co., Inc. (hereinafter sometimes referred to as

Montgomery) and by the Commission's Broadcast Bureau. Oral argument was held before the undersigned Examiner on July 23, 1953.

2. The application of Benns for Channel 12 in Montgomery, Alabama, was filed on July 14, 1952, on which date there was also pending an application for the same facilities filed by Montgomery on June 13, 1952. On August 28, 1952, the Commission adviced the two applicants that their applications were mutually exclusive and indicated the necessity for a consolidated hearing. On June 4, 1953, the Commission forwarded a letter to each of the applicants requesting that certain information be supplied on or before June 24, 1953, and stating that unless the information supplied resolved the issues raised, the matters would be made issues in a consolidated proceeding between the two applicants. The mentioned letter is commonly referred to as a "McFarland letter" and was sent in accord with the provisions of the recent amendments to the Communications Act.

3. On June 23, 1953, Benns, by letter, requested the Commission for an extension of 30 days within which to file the information requested. The Commission on July 1, 1953, issued an order designating the two applications to be heard in a consolidated proceeding in Washington, D. C., commencing on July 31, 1953. A number of specific issues with respect to Benns were raised by the order, in addition to issues looking toward a determination of the comparative qualifications of the two applicants. By this action it is apparent that the Commission denied the request of Benns in his letter of June 23d for an extension of time.

4. A pre-trial conference was held before the undersigned Examiner on July 10, 1953, at which time it was disclosed that Benns intended to file a petition for leave to amend his application in certain important particulars. It was further stated that the petition and the amendments were in process of preparation and would be submitted on the 22d of July. The time table for the filing of oppositions to such petition, and for hearing oral argument, was also decided upon.

5. Briefly, the amendment in question proposes the following changes in

Benns' pending application:

(1) In lieu of an individual, it substitutes a corporation in which Benns, the individual applicant now before us, would become a 20 percent stockholder. Some 34 other stockholders are listed.

(2) It submits an entirely new plan of financing.

(3) It proposes a substantial increase in power; extensive changes in equipment; a substantial increase in hours of operation; a detailed program proposal (in lieu of a very sketchy proposal made in the pending application), and other changes which need not be elaborated upon.

It would not be inaccurate to describe this so-called amendment as constituting, in effect, a new application.

6. The pre-trial conference before the Examiner, and the record at the oral argument, indicates that Benns filed his

original application primarily as a "holding" operation while he attempted to develop a more competitive application, that is one in which local residents would participate and which would be better able to carry out revised and extended proposals through sounder The Commission's financing plans. rules then in effect permitted this type of "holding" action and this discussion should not be interpreted as inferring that any unethical practices were engaged in by Benns in filing such an application. The Commission's rules require that any substantial amendments to an application be filed at least 30 days prior to the date of hearing if such amendments are to be made as a matter of right. Thereafter, amendments will be accepted only for good cause shown. The only reason advanced by the applicant for failure to meet the deadline is that his schedule did not permit the proper preparation of the amendment prior to July 1st. The claim that the amendment has been filed within the 30 day period requested from the Commission within which to file such amendment and the fact that such request was made prior to designation for hearing obviously has no merit since the Commission did not see fit to grant such extension. This Examiner does not believe that it is within his jurisdiction to look behind the action of the Commission in refusing such an extension. However, evidence could be adduced and considered by him attempting to show good cause for the amendment after designation for hearing. The applicant has not met this burden. The record is barren of any substantial reasons why the amendment was not timely filed, and is further barren of any reasons that could be considered as "good cause" for the late filing.

7. The applicant urges that failure to permit him to amend may result in precluding the Commission from choosing between the two applicants, and may thus not be in the public interest. It should be understood that the prompt dispatch of the Commission's business is also in the public interest and that it requires that certain procedural rules be adopted and that those rules be adhered to in order to prevent administrative chaos. The applicant was well aware of the fact that his application was mutually exclusive with that of Montgomery. In this connection, it should be noted that the applicant is an experienced engineer who has practiced before this Commission and that therefore he must have been aware of the implications following his filing for a mutually exclusive facility. Moreover. the applicant appears to have recognized the desirability of making certain amendments to his application. The fact that he failed to, or was unable to, prepare these amendments within the time provided by the Commission's rules does not excuse him unless good cause for such delay is shown. As heretofore indicated, that showing does not appear in this record.

8. In view of the foregoing it is not necessary to consider the other points raised in the opposition for leave to amend filed by Montgomery Broadcast-

4754 NOTICES

ing Co., Inc. At the oral argument Benns was represented pro se because of the illness of his attorney. Benns volunteered to proceed on the basis of the written petition and his own appearance. However, it has been agreed among all counsel that should Benns desire to appeal from this decision he may have until the 10th of August 1953, within which to perfect his appeal in order to permit him either to obtain other counsel, or to have the services of present counsel should he be able to proceed. It was further agreed by all parties that the conference scheduled for July 31st be continued until August 27th in order to permit the review of this decision by the Commission, if an appeal is made.

9. In the light of the foregoing, It is ordered, this 29th day of July 1953, that the petition for leave to amend filed by William E. Benns, Jr., d/b/a Alabama Television Company, is denied, and that the amendment is not accepted; and that the conference scheduled for July 31st is continued until 10 a. m., August 27th.

Released: July 30, 1953.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] T. J. SLOWIE,

Secretary.

[F. R. Doc. 53-7018; Filed, Aug. 10, 1953; 8:49 a. m.]

[Docket Nos. 10616, 10617]

LAMAR LIFE BROADCASTING CO. AND DELTA SALES CORP.

ORDER DESIGNATING APPLICATIONS FOR CON-SOLIDATED HEARING ON STATED ISSUES

In re applications of Lamar Life Broadcasting Company, Jackson, Mississippi, Docket No. 10616, File No. BPCT-1030; Delta Sales Corporation, Jackson, Missispipi, Docket No. 10617, File No. BPCT-1416; for construction permits for new television stations.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 29th day of July 1953:

The Commission having under consideration the above-entitled applications, each requesting a construction permit for a new television broadcast station to operate on Channel 3 in Jackson, Mississippi; and

It appearing, that the above-entitled applications are mutually exclusive in that operation by more than one applicant would result in mutually destructive interference; and

It further appearing, that pursuant to section 309 (b) of the Communications Act of 1934, as amended, the abovenamed applicants were advised by letters dated June 23, 1953, that their applications were mutually exclusive, that a hearing would be necessary, and that the questions as to whether their proposed antenna systems and sites would constitute hazards to air navigation were unresolved; that Lamar Life

Broadcasting Company was advised by the said letter that certain questions were raised as a result of deficiencies of a technical nature in its application; and that Delta Sales Corporation was advised by the said letter that certain questions were raised as a result of deficiencies of a financial and technical hature in its application; and

It further appearing, that upon due consideration of the above-entitled applications, the amendments filed thereto, and the replies to the above letters, the Commission finds that under section 309 (b) of the Communications Act of 1934, as amended, a hearing is mandatory that Lamar Life Broadcasting Company is legally, financially, and technically qualified to construct, own and operate a television broadcast station; and that Delta Sales Corporation is legally qualified to construct, own and operate a television broadcast station, and is technically so qualified except as to the matters referred to in issues "2" and "3" below

It is ordered, That, pursuant to section 309 (b) of the Communications Act of 1934, as amended, the above-entitled applications are designated for hearing in a consolidated proceeding to commence at 10:00 a.m. on August 28, 1953, in Washington, D. C., upon the following issues:

- 1. To determine whether Delta Sales Corporation is financially qualified to construct, own and operate the proposed television broadcast station.
- 2. To determine the power gain of the antenna system proposed by Delta Sales Corporation in its above-entitled application, and the effect thereof on the calculated effective radiated power.
- 3. To determine whether the installation of the station proposed by Delta Sales Corporation in its above-entitled application would constitute a hazard to air navigation.
- 4. To determine on a comparative basis which of the operations proposed in the above-entitled applications would better serve the public interest, convenience and necessity in the light of the record made with respect to the significant differences between the applications as to:
- (a) The background and experience of each of the above-named applicants having a bearing on its ability to own and operate the proposed television station,
- (b) The proposals of each of the above-nomed applicants with respect to the management and operation of the proposed station.
- (c) The programming service proposed in each of the above-entitled applications,

Released: August 4, 1953.

FEDERAL COMMUNICATIONS
COMMISSION.

[SEAL]

T. J. Slowie, Secretary.

[F. B. Doc. 53-7019; Filed, Aug. 10, 1953; 8:50 a.m.]

FEDERAL POWER COMMISSION

[Docket No. E-6427]

Columbus and Southern Ohio Electric Co.

NOTICE OF ORDER DENYING APPLICATION FOR EXTENSION OF AUTHORIZATION

AUGUST 5, 1953.

Notice is hereby given that on July 27, 1953, the Federal Power Commission issued its order adopted July 23, 1953, denying application for extension of authorization to maintain interconnection for emergency use in the above-entitled matter.

[SEAL]

LEON M. FUQUAY, Secretary.

[F. R. Doc. 53-7008; Filed, Aug. 10, 1953; 8:48 a. m.]

[Docket No. E-6489]

West Texas Utilities Co. and Cia De Luz Y Fuerza De Ojinaga, S. A., Ojinaga, Chih.

NOTICE OF ORDER AUTHORIZING TRANSMISSION OF ENERGY

August 5, 1953.

Notice is hereby given that on July 27, 1953, the Federal Power Commission issued its order adopted July 23, 1953, authorizing transmission of electric energy to Mexico in the above-entitled matter.

[SEAL]

Leon M. Fuquay, Secretary.

[F. R. Doc. 53-7009; Filed, Aug. 10, 1953; 8:48 a. m.]

[Docket No. G-1824]

NEW YORK STATE NATURAL GAS CORP.

NOTICE OF ORDER REOPENING PROCEEDING AND AMENDING CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY

August 5, 1953.

Notice is hereby given that on July 27, 1953, the Federal Power Commission issued its order adopted July 23, 1953, reopening proceeding and amending cortificate of public convenience and necessity (17 F R. 2024) in the above-entitled matter.

[SEAL]

Leon M. Fuquay, Secretary.

[F. R. Doc, 53-7010; Filed, Aug. 10, 1953; 8:48 a. m.]

[Docket No. G-1857]

KANSAS-NEBRASKA NATURAL GAS CO., INC. NOTICE OF ORDER CLARIFYING PREVIOUS ORDERS AND DISMISSING PETITION FOR MODIFICATION

AUGUST 5, 1953.

Notice is hereby given that on July 28, 1953, the Federal Power Commission issued its order adopted July 23, 1953, clarifying previous orders and dismiss-

ing petition for modification in the before November 3, 1953, a statement above-entitled matter.

[SEAL]

LEON M. FUQUAY. Secretary.

[F. R. Doc. 53-7011; Filed, Aug. 10, 1953; 8:48 a. m.]

> [Docket Nos. G-2171, G-2178] EL PASO NATURAL GAS CO. NOTICE OF FINDINGS AND ORDERS

> > AUGUST 5, 1953.

Notice is hereby given that on July 27, 1953, the Federal Power Commission issued its orders adopted July 23, 1953, issuing certificates of public convenience and necessity in the above-entitled matters.

[SEAL]

LEON M. FUQUAY, Secretary.

[F. R. Doc. 53-7012; Filed, Aug. 10, 1953; 8:48 a. m.]

[Docket No. G-2172]

EAST TENNESSEE NATURAL GAS CO.

NOTICE OF FINDINGS AND ORDER

AUGUST 5, 1953.

Notice is hereby given that on July 24, 1953, the Federal Power Commission issued its order adopted July 23, 1953. issuing certificate of public convenience and necessity in the above-entitled matter.

[SEAL]

LEON M. FUQUAY, Secretary.

[F. R. Doc. 53-7013; Filed, Aug. 10, 1953; 8:49 a. m.1

CIVIL AERONAUTICS BOARD

[Docket No. 6125]

AMERICAN AIRLINES, INC., NIAGARA FALLS AIRPORT CASE

NOTICE OF HEARING

Notice is hereby given pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 205 (a) 401, 404, 1001, and 1002 thereof that a hearing in the above-entitled proceeding is assigned to be held on November 3, 1953, at 10:00 a.m., e. s. t., m the City Council Chambers, City Hall, Niagara Falls, N. Y. before Examiner F. Merritt Ruhlen.

Without limiting the scope of the issues presented in this proceeding particular attention will be directed to the question whether scheduled air service by American Airlines, Inc. to the City of Niagara Falls, New York, should be provided through the Buffalo Municipal

For more detailed information with respect to the issues involved herein attention is directed to the pleadings on file with the Civil Aeronautics Board.

Notice is further given that any person other than parties of record desiring to be heard in this proceeding must file with the Civil Aeronautics Board on or

setting forth the issues of fact or law he desires to controvert.

Dated at Washington, D. C., this 6th day of August 1953.

FRANCIS W. BROWN. Chief Examiner.

[F. R. Doc. 53-7021; Filed, Aug. 10, 1953; 8:50 a. m.]

[Docket No. SA-289]

ACCIDENT OCCURRING IN VICINITY OF WAKE ISLAND

NOTICE OF HEARING

In the matter of investigation of accident involving aircraft of United States Registry N-90806 which occurred approximately 308 nautical miles east of Wake Island, on July 12, 1953.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly section 702 of said act, in the above-entitled proceeding that hearing is hereby assigned to be held on Wednesday, August 12, 1953, at 9:00 a.m. (local time) in the Alameda Hotel, Central Street and Broadway Avenue, Alameda, California.

Dated at Washington, D. C., August 3, 1953.

[SEAL]

VAN R. O'BRIEN, Presiding Officer.

[F. R. Doc. 53-7020; Filed, Aug. 10, 1953; 8:50 a. m.]

INTERSTATE COMMERCE COMMISSION

[Sec. 5a Application 46]

SOUTHERN MOTOR CARRIERS RATE CONFERENCE, INC.

APPLICATION FOR APPROVAL OF AGREEMENT

August 6, 1953.

The Commission is in receipt of the above-entitled and numbered application for approval of an agreement under the provisions of section 5a of the Interstate Commerce Act.

Filed August 3, 1953, by W. M. Miller. Attorney-in-fact, Southern Motor Carriers Rate Conference, Inc., P. O. Box 6265, Station H. Atlanta, Ga.

Agreement involved: Agreement between and among common carriers by motor vehicle, and in limited respects between such carriers, and carriers of other classes, relating to rates, charges, classifications, divisions, allowances, rules, regulations and practices applicable to the transportation of property in interstate or foreign commerce between points in Southern territory, generally described in State of Alabama v. New York Central R. Co., 235 I. C. C. 255; and between points in such territory, on the one hand, and, on the other, points in Middle Atlantic territory as generally described in Trunk Line Territory Motor Carrier Rates, 24 M. C. C. 501, points in New England territory, as generally de-scribed in New England Motor Carrier Rates, 8 M. C. C. 287; points in South-

western territory embracing Arkansas, Louisiana (west of the Mississippi River) southern Missouri, eastern New Mexico, Olilahoma and Texas; and points in Middlewest territory, as generally described in Middle West Exceptions Ratings, Cancellation, 48 M. C. C. 53; and procedures for the joint initiation, consideration, and establishment thereof.

The complete application may be inspected at the office of the Commission

in Washington, D. C.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 20 days from the date of this notice. As provided by the general rules of practice of the Commission, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing.

By the Commission, Division 2.

[SEAL]

GEORGE W. LAIED. Acting Secretary.

[P. R. Doc. 53-6995; Filed, Aug. 10, 1953; 8:45 a. m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 1-3237]

ABOLF GOZEL, INC.

ORDER SUMMARILY SUSPENDING TRADING

In the matter of trading on the American Stock Exchange in the \$1.00 par value Common Stock of Adolf Gobel, Inc., File No. 1-3237.

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C., on the 5th day of August A. D. 1953.

The Commission by order adopted on March 13, 1953, pursuant to section 19 (a) (4) of the Securities Exchange Act of 1934, having summarily suspended trading in the \$1 par value common stock of Adolf Gobel, Inc. on the American Stock Exchange for a period of ten days from that date, and subsequently having entered additional orders further suspending such trading in order to prevent fraudulent, deceptive, or manipulative acts or practices; and

The Commission being of the opinion that the public interest requires the summary suspension of trading in such security on that Exchange and that such action is necessary and appropirate for the protection of investors; and

The Commission being of the opinion that such suspension is necessary in order to prevent fraudulent, deceptive, or manipulative acts or practices, with the result that it will be unlawful under section 15 (c) (2) of the Securities Exchange Act of 1934 and the Commission's Rule II-15C2-2 thereunder for any broker or dealer to make use of the mails or of any means or instrumentality of interstate commerce to effect any transaction in, or to induce or attempt to mduce the purchase or sale of, such security otherwise than on a national securities exchange.

It is ordered, Pursuant to section 19 (a) (4) of the Securities Exchange Act of 1934, that trading in said securities on the American Stock Exchange be summarily suspended in order to prevent fraudulent, deceptive, or manipulative acts or practices, effective at the opening of the trading session on said Exchange on August 6, 1953, for a period of ten days.

By the Commission.

[SEAL]

ORVAL L. DuBois, Secretary.

[F. R. Doc. 53-7001; Filed, Aug. 10, 1953; 8:46 a. m.]

[File No. 7-1566]

TRI-CONTINENTAL CORP.

NOTICE OF APPLICATION FOR UNLISTED TRAD-ING PRIVILEGES, AND OF OPPORTUNITY FOR HEARING

In the matter of application by the Boston Stock Exchange for Unlisted Trading Privileges in Tri-Continental Corporation, Common Stock, \$1 Par Value, File No. 7-1566.

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 5th day of August A. D. 1953.

The Boston Stock Exchange, pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934 and Rule X-12F-1 thereunder, has made application for unlisted trading privileges in the Common Stock, \$1 Far Value, of Tri-Continental Corporation, a security registered and listed on the New York Stock Exchange.

Rule X-12F-1 provides that the applicant shall furnish a copy of the application to the issuer and to every exchange on which the security is listed or already admitted to unlisted trading privileges. The application is available for public inspection at the Commission's principal office in Washington, D. C.

Notice is hereby given that, upon request of any interested person received prior to August 20, 1953, the Commission will set this matter down for hearing. In addition, any interested person may submit his views or any additional facts bearing on this application by means of a letter addressed to the Secretary of the Securities and Exchange Commission, Washington, D. C. If no one requests a hearing on this matter, this application will be determined by order of the Commission on the basis of the facts stated in the application and other information contained in the official files of the Commission pertaining to this matter.

By the Commission.

[SEAL]

ORVAL L. DuBois, Secretary.

[F. R. Doc. 53-7003; Filed, Aug. 10, 1953; 8:47 a. m.]

[File No. 70-3080]

COLUMBIA GAS SYSTEM, INC., AND UNITED FUEL GAS CO.

ORDER AUTHORIZING CASH CAPITAL CONTRI-BUTION BY PARENT COMPANY AND ACQUI-SITION OF SECURITIES OF SUBSIDIARY

AUGUST 5, 1953.

The Columbia Gas System, Inc. (Columbia") a registered holding company, and United Fuel Gas Company ("United Fuel") have filed a joint application-delaration with this Commission pursuant to the provisions of sections 6 (b) 9, 10 and 12 (b) of the Public Utility Holding Company Act of 1935 ("act") and Rule U-45 of the rules and regulations promulgated thereunder with respect to providing United Fuel with funds required to complete the financing of its 1953 construction program and purchase of "cushion gas" in connection with its gas storage program.

Columbia, which owns all of the outstanding securities of United Fuel (except two shares of common stock) proposes to make a cash capital contribution to United Fuel in the amount of \$2,000,000. Columbia will increase its investment in the common stock of United Fuel by \$1,999,989.51 and will charge \$10.49 (the amount of the contribution which is applicable to the minority interest) to operating expense. United Fuel will credit \$2,000,000 to its capital surplus.

United Fuel will issue and sell at par to Columbia \$4,200,000 principal amount of installment promissory notes, which notes will be due in equal annual installments on February 15 on each of the years 1955 to 1979, inclusive. The notes are to bear interest at the rate of 4 percent per annum or such lower rate, being a multiple of \(\frac{1}{16}\) of 1 percent, as shall be not less than the "cost of money" to Columbia in respect of debentures anticipated to be issued and sold later this year. Prior thereto, the notes will bear interest at the rate of 4 percent per annum.

The expenses to be incurred by United Fuel and Columbia are estimated at \$4,890 and \$150, respectively.

The Public Service Commission of West Virginia, the State commission of the State in which United Fuel is organized and doing business, having by order dated June 25, 1953, authorized the issuance and sale of the securities as proposed; and

Due notice having been given of the filing of the joint application-declaration, and a hearing not having been requested or ordered by the Commission; and the Commission finding that the applicable provisions of the act are satisfied and that no adverse findings are necessary, and deeming it appropriate in the public interest and in the interest of investors and consumers that said joint application-declaration be granted and permitted to become effective forthwith:

It is ordered, Pursuant to Rule U-23 and the applicable provisions of the act and subject to the terms and conditions contained in Rule U-24, that said joint application-declaration be, and the same

hereby is, granted and permitted to bccome effective forthwith.

By the Commission.

[SEAT.]

ORVAL L. DuBois, Secretary.

[F. R. Doc. 53-7000; Filed, Aug. 10, 1953; 8:46 a. m.]

[File No. 70-3113]

Indiana & Michigan Electric Co.

ORDER AUTHORIZING AMENDMENT OF

ARTICLES OF ACCEPTANCE

AUGUST 5, 1953.

Indiana & Michigan Electric Company ("Indiana") an Indiana public utility corporation which is a subsidiary of American Gas and Electric Company, a registered holding company, having filed with the Commission a declaration pursuant to sections 6 and 7 of the Public Utility Holding Company Act of 1935 ("the act") and Rule U-62 thereunder, in which Indiana proposes to amend Article 6 of its Articles of Acceptance so as to strengthen various protective provisions applicable to its Cumulative Preferred Stock, including provisions setting out the conditions under which Cumulative Preferred Stock may be issued and defining its voting rights, and provisions restricting Common Stock dividends under stated conditions; and in which declaration Indiana's management further proposes to hold a special meeting of the shareholders on September 8, 1953, to vote on the proposed amendment, and in connection therewith to solicit proxies in favor of such amendment; and

Due notice of the filing of said declaration having been given, and a hearing not having been requested of or ordered by the Commission; and

The Commission finding that the applicable provisions of the act and the rules thereunder are satisfied and that no adverse findings are necessary, and deeming it appropriate in the public interest and in the interest of investors and consumers that said declaration be permitted to become effective forthwith:

It is ordered, Pursuant to Rule U-23 and the applicable provisions of the act, that said declaration be, and hereby is, permitted to become effective forthwith, subject to the terms and conditions prescribed in Rule U-24.

By the Commission.

[SEAL]

ORVAL L. DuBois, Secretary.

[F. R. Doc. 53-7002; Filed, Aug. 10, 1953; 8:46 a. m.]

[File No. 70-3119]

CONSOLIDATED NATURAL GAS CO.

NOTICE OF FILING REGARDING BORROWING FROM COLIMERCIAL BANKS

August 5, 1953.

Notice is hereby given that Consolidated Natural Gas Company ("Consolidated Natural Ga

dated") a registered holding company, has filed a declaration with this Commission pursuant to section 6 (a) and 7 of the Public Utility Holding Company Act of 1935 ("act") All interested persons are referred to said declaration which is on file in the office of this Commission for a more detailed statement of the transaction therein proposed, which is summarized as follows:

Consolidated proposes to borrow an aggregate of \$15,000,000 from one or more commercial banks on simple promissory notes, without collateral, maturing March 1, 1955, with the right of Consolidated to prepay the loans in whole or in part at any time. Interest will be at the rate of 3½ percent per annum for the period ended September 1, 1954 and 3½ percent per annum thereafter until maturity.

Consolidated expects to borrow the money on the following schedule:

Total _____ 15,000,000

and will pay a standby charge computed from September 1, 1953, at the rate of %ths of 1 percent per annum on the daily average unused amount of the \$15,000,000 during the period from September 1, 1953, to November 16, 1953.

The proceeds from the borrowing will be added to the general funds of Consolidated and, along with other cash resources of the company, will be used for the purchase, from time to time, of securities of the company's operating subsidiaries.

Notice is further given that any interested person may, not later than August 18, 1953, at 5:30 p.m., e.d. s.t., request the Commission in writing that a hearing be held on such matter, stating

the nature of his interest, the reasons for such request and the issues of fact or law, if any, raised by the said declaration which he desires to controvert, or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C. At any time after said date, said declaration, as filed or as amended, may be permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated under the act, or the Commission may exempt such transaction as provided in Rule U-20 (a) and Rule U-100 thereof.

By the Commission.

[SEML] ORVAL L. DUBOIS.

Secretary.

[F. R. Doc. 53-6939; Filed, Aug. 10, 1953; 8:46 a. m.]

-